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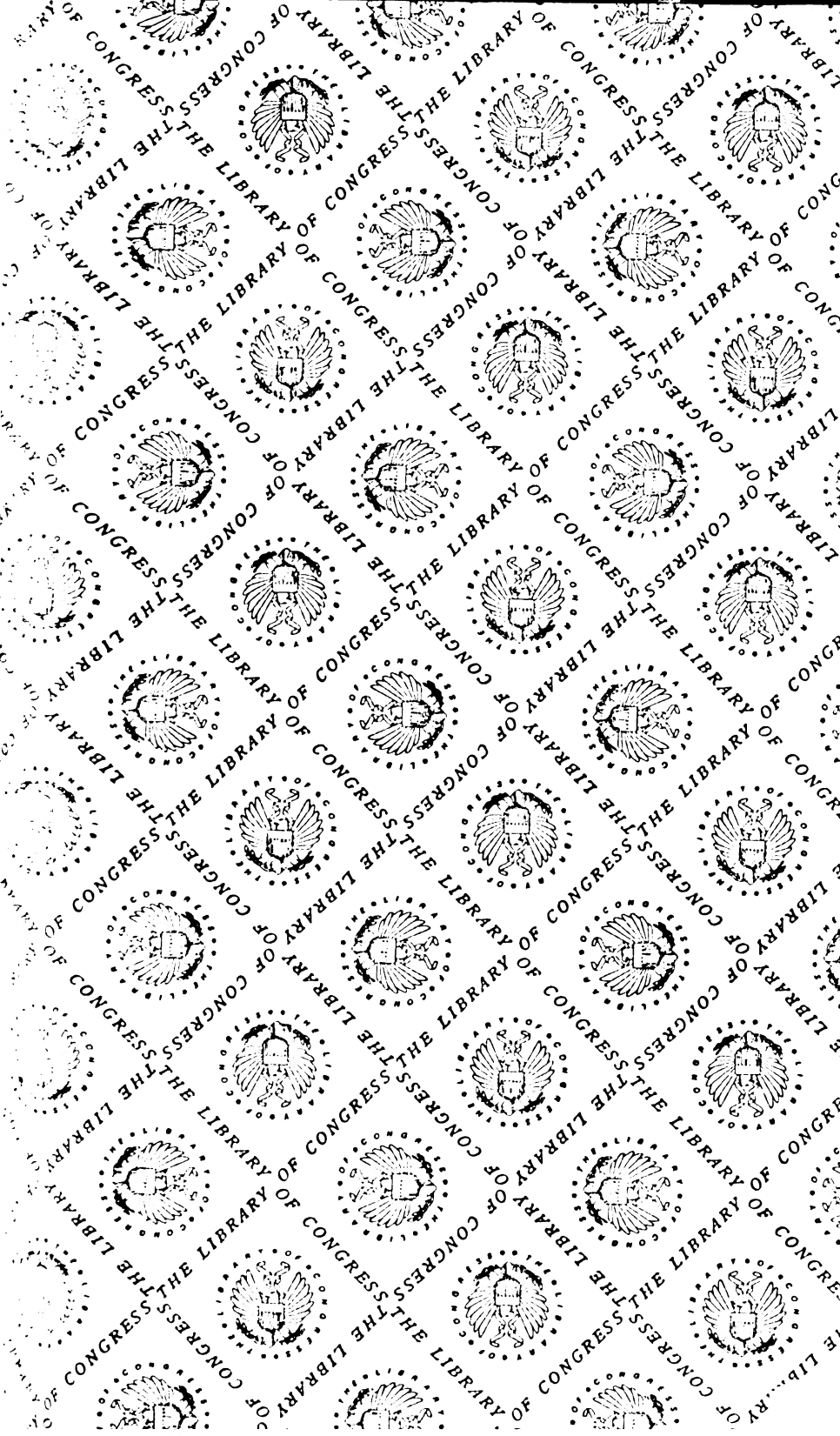
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AFFAIRS OF THE MEXICAN KICKAPOO INDIANS

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HEARINGS

$\frac{464}{71}$

BEFORE THE

SUBCOMMITTEE OF THE COMMITTEE ON INDIAN AFFAIRS

UNITED STATES <sup>S</sup>SENATE  
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# AFFAIRS OF THE MEXICAN KICKAPOO INDIANS.

## HEARINGS BEFORE THE SUBCOMMITTEE OF THE COMMITTEE ON INDIAN AFFAIRS, UNITED STATES SENATE.

EAGLE PASS, TEX., November 1, 1907.

The subcommittee met at 7 o'clock p. m.

Present: Senators Teller (chairman) and Curtis, also Mr. John Embry, United States attorney for Oklahoma, and Mr. C. C. Cresson, assistant attorney for the western district of Texas; also Mr. M. J. Bentley, representing the Mexican Kickapoo Indians.

The subcommittee met pursuant to the following resolution of the Senate of February 12, 1907:

[Senate resolution No. 261. Fifty-ninth Congress, second session.]

*Resolved*, That Senate Resolution Numbered Two hundred and twenty, second session, Fifty-ninth Congress, be amended and modified so as to read as follows:

"The Committee on Indian Affairs is hereby authorized and directed, by subcommittee or otherwise, to take, and have printed, testimony for the purpose of ascertaining all the facts with reference to the affairs of the Mexican Kickapoo Indians. Said committee is authorized to send for persons and papers, to administer oaths, to sit during sessions or recess of the Senate, either at Washington or elsewhere, as may be deemed advisable; the expenses of the investigation to be paid from the contingent fund of the Senate."

The restriction clause of the appropriation bill, approved June 21, 1906, is as follows:

All restrictions as to sale and incumbrance of all lands, inherited and otherwise, of all adult Kickapoo Indians, and of all Shawnee, Delaware, Caddo, and Wichita Indians who have heretofore been or are now known as Indians of said tribes, affiliating with said Kickapoo Indians now or hereafter nonresident in the United States, who have been allotted land in Oklahoma or Indian Territory, are hereby removed: *Provided*, That any such Indian allottee who is a nonresident of the United States may lease his allotment without restriction for a period not exceeding five years: *Provided further*, That the parent or the person next of kin having the care and custody of a minor allottee may lease the allotment of said minor as herein provided, except that no such lease shall extend beyond the minority of said allottee.

MACK JOHNSON (a Kickapoo Indian), having been first duly sworn by the chairman, testified as follows:

The CHAIRMAN. How old are you?

MACK JOHNSON. Twenty-nine.

CHAIRMAN. Where do you live?

MACK JOHNSON. I live at Shawnee, Okla.

CHAIRMAN. What is your business?

MACK JOHNSON. Nothing; just farming.

CHAIRMAN. You are a farmer?

MACK JOHNSON. Yes, sir.

CHAIRMAN. Have you ever been employed as an interpreter?

MACK JOHNSON. Yes, sir.

CHAIRMAN. Were you employed last summer sometime as interpreter?

MACK JOHNSON. Yes, sir.

CHAIRMAN. Where?

MACK JOHNSON. Here in Eagle Pass.

CHAIRMAN. Can you tell who employed you—who hired you?

MACK JOHNSON. Mr. Grimes.

CHAIRMAN. What Grimes was that? Do you know his first name?

MACK JOHNSON. Yes, sir; it was L. C. Grimes.

CHAIRMAN. Did anybody else employ you at that time?

MACK JOHNSON. No, sir; that is the man they told me; I did not know. There were other parties there, too.

CHAIRMAN. Where did you interpret—here in Eagle Pass?

MACK JOHNSON. Yes, sir.

CHAIRMAN. Where was this meeting held?

MACK JOHNSON. Down at the wagon yards.

CHAIRMAN. Who was present besides Mr. Grimes?

MACK JOHNSON. Al. Brown, Chapman, Cal Moore, and Conine were there.

CHAIRMAN. Is that Dr. Conine?

MACK JOHNSON. Yes, sir.

CHAIRMAN. Who else was present?

MACK JOHNSON. I guess that is all.

CHAIRMAN. Were there any Indians there?

MACK JOHNSON. Yes, sir.

CHAIRMAN. Can you tell who they were?

MACK JOHNSON. The first time we came here, Chawkasot and Ahnesshenenne, Pah-pe-ah-she, Pah-pah-thah-peah, and Peck-ah-pea.

CHAIRMAN. Any more?

MACK JOHNSON. Kah-pah-o-mah, Kee-sha-ko-sha, Qua-to-qua, and Ah-ten-y-tuck.

CHAIRMAN. Were there any more present than those you have mentioned?

MACK JOHNSON. And myself; that is all, I guess.

CHAIRMAN. Can you tell what time that was—the day or the month?

MACK JOHNSON. No, sir; it was just a few days after the bill passed.

CHAIRMAN. Were there two meetings or only one?

MACK JOHNSON. There were two or three—lots of times—I do not know how many times.

CHAIRMAN. Now tell us what happened at the first meeting—that is, when these people were there, is it?

MACK JOHNSON. Yes, sir.

CHAIRMAN. Now go on and tell us what they did.

MACK JOHNSON. We came in here, and he held us down here in the wagon yards; I do not know what the name is.

Mr. BENTLEY. Jaggie's Yard.

MACK JOHNSON. Yes, sir; I guess so. Al Brown held us there, and Conine; they did not let the men go anywhere in <sup>not</sup> stay there all the time. Cal Moore was there, too.

CHAIRMAN. Now go on and tell us what was done there?

MACK JOHNSON. The first time we did not sell the land—that is, at first—and we stayed, I think, over ten days here with these fellows; they were with us there all the time. We told them to give us the money and we would go back, but he would not give us the money.

CHAIRMAN. What do you mean by go back—do you mean go home?

MACK JOHNSON. Go home to Muzquiz? Yes, sir; we were tired of waiting here all the time.

CHAIRMAN. Just state what was finally done?

MACK JOHNSON. About a little over ten days, and we told them we wanted the money. We said, "You won't give us the money." They arrested Ahnesshenenne, but he did not arrest them. Cal Moore was holding him all the time and was scaring him; they would not let him go anywhere, and he signed the deed.

CHAIRMAN. Who signed the deed?

MACK JOHNSON. Ahnesshenenne, and he scared them when he said land. The next trip Pah-pe-ah-she was there, and Wenhah, Ahteny-tuck, Iniskin, Ah-the-to-qua, and Wahpeckeche. I guess that was all the second time.

CHAIRMAN. What did you do?

MACK JOHNSON. Well, it was the same way. They just held us there. I should have said that Puck-e-shinno was there, too, at the second trip.

Senator CURTIS. Was this man Puck-e-shinno a white man or an Indian?

MACK JOHNSON. He is an Indian.

CHAIRMAN. Is he a Kickapoo Indian?

MACK JOHNSON. Yes, sir; Al Brown told us he was going to have us all arrested here if we did not sign the deed—and Conine, Cal Moore, and all those fellows.

Senator CURTIS. Right there, just give the names of the white men who were present at that time?

MACK JOHNSON. Al Brown, and Chapman, Mr. Grimes, Conine, Cal Moore, and Peck-ke-peah, to sell that land at that time; also, Pah-pah-that-peah and Ah-ten-y-tuck was there, too.

CHAIRMAN. Now tell us what was done at that time?

MACK JOHNSON. That was all that sold the land that second time, and he took us across the railway.

CHAIRMAN. Who did?

MACK JOHNSON. Grimes and Al Brown—no, Al Brown took us across the railroad, and Cal Moore. They had a wagon in the yard.

CHAIRMAN. What did you do then?

MACK JOHNSON. We went to Muzquiz—we went home.

CHAIRMAN. Did you have any other meeting then?

MACK JOHNSON. No, sir; no other meeting; but I was not here. Kah-pah-o-mah was here at that time—Willie Murdock is his American name—three times.

CHAIRMAN. You say you were not here at the next meeting?

MACK JOHNSON. No, sir.

CHAIRMAN. We do not want you to tell us about a meeting that was had when you were not present. Tell us only about those meetings when you were present. You do not know, of course, what was done when you were not present.

MACK JOHNSON. No, sir.

CHAIRMAN. We do not want that, then.

MACK JOHNSON. The next time they had a meeting at Muzquiz.

CHAIRMAN. After that time?

MACK JOHNSON. Yes, sir; after this.

CHAIRMAN. Were you there?

MACK JOHNSON. Yes, sir.

CHAIRMAN. Can you tell us when that was?

MACK JOHNSON. No, sir; it was last year sometime.

CHAIRMAN. You do not remember the dates?

MACK JOHNSON. No, sir.

CHAIRMAN. Tell us what you did—you had better tell us who was there at that meeting also.

MACK JOHNSON. There were Ketequa, Mahtahkotah, Makeseah, Wahskotah, Mahshashe, Methopehah, Ahnashawato (Tom Smith), Nahnahchiskinnuquah, Kahpahehoquah, Wahpahsose, Ahkiskuck, Pahnahkeththo, Pequa, Ahcheche, and Chahkeshe. I guess that is all.

CHAIRMAN. Those were all the Indians who were there?

MACK JOHNSON. They were there, and Pahkotah, Kishkinequote, Wahpahchequa, Neepahhah, Mahtahwah, Wahpahhoko, Noten, Mahmeshekah, Tah-pah-the-a, and Tapahshe.

CHAIRMAN. Are you through naming the Indians who were there?

MACK JOHNSON. Yes, sir.

CHAIRMAN. Now, give us the names of the white men who were there.

MACK JOHNSON. Grimes, Chapman, Conine, Cal Moore; that was all.

CHAIRMAN. You can not give us the date of that meeting, can you?

MACK JOHNSON. No, sir.

CHAIRMAN. Now, tell us what was done?

MACK JOHNSON. Well, in the morning the coaches came over, soon in the morning, at the village, and they took us over to Guajardo's house.

Senator CURTIS. Was there a policeman with you?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Do you recall his name?

MACK JOHNSON. Tony Menchacha.

Senator CURTIS. He was a Mexican policeman, was he?

MACK JOHNSON. Yes, sir; and there was another Mexican policeman that came with this Conine.

The CHAIRMAN. Was there more than one policeman?

MACK JOHNSON. Two or three.

The CHAIRMAN. What did they say to you?

MACK JOHNSON. They said for us to go over to Muzquiz to Guajardo's house.

The CHAIRMAN. They said that to the Indians?

MACK JOHNSON. Yes, sir; they brought the coaches.

The CHAIRMAN. To take you over?

MACK JOHNSON. Yes, sir; a buggy. The policemen went around the village and told the Indians to get in the buggy. We went down to Guajardo's house. Conine was on horseback and was just ahead of us; we had the buggy. When we got in town he stopped right in the

street and told us to drive this way, to Guajardo's house. He had a gun—a six-shooter.

The CHAIRMAN. Who had a gun?

MACK JOHNSON. Conine. Well, we went up to Guajardo's house and stayed down in the yard, and in about a half an hour he called us upstairs, and we all went in there to Guajardo's. Three Mexicans were there.

The CHAIRMAN. Who were there; do you know?

MACK JOHNSON. I know one, Lobo. He talked like white men.

The CHAIRMAN. You mean he spoke the English language?

MACK JOHNSON. Yes, sir; two men were sitting there—two Mexicans.

The CHAIRMAN. Do you know who they were?

MACK JOHNSON. No, sir; I do not know their names—judge something, from Monclova. I do not know his name.

The CHAIRMAN. Now, go on and tell us what was done.

MACK JOHNSON. He asked the Indians if they would sell their land—

Senator CURTIS. Who asked the Indians?

MACK JOHNSON. Lobo. The Indians said they did not want to sell it. Lobo handed a pencil to the Indians but the Indians did not touch it. After that Guajardo told them to go downstairs; Guajardo and Conine and Mr. Grimes and Chapman were right outside the door, all standing together, and after all the Indians left, Wahpahsose stayed there, and all the white men came and started inside and said to sign—the Indians to sign; he just handed the pencil but the Indians did not touch the pen. This white man, Conine, came in there to sign the paper; and Chapman was there; Chapman signed the papers, too—Mr. Grimes and Guajardo. I told the Indians—I told Tom Smith downstairs after they had signed the papers—

Senator CURTIS. You mean the papers that the Indians signed?

MACK JOHNSON. No, sir; the white men.

Senator CURTIS. The white men signed the papers, you mean?

MACK JOHNSON. Yes, sir. I told Tom Smith down in the yard that the white men had just made the deed; I said "don't sign," but he did sign it. Conine signed these papers but I do not know what he done.

Senator CURTIS. You do not know what Tom Smith did?

MACK JOHNSON. No, sir; I just told him "We are afraid of those fellows." They had a policeman there at Muzquiz, right there at Guajardo's house, and Chapman and Conine told the Indians to go back to the village, and the Indians went to the village and stayed there.

Senator CURTIS. And stayed at the village?

MACK JOHNSON. Yes, sir; and that is all I know.

Senator CURTIS. Were you not at the president's house—did you not go there twice?

MACK JOHNSON. To Guajardo's?

Senator CURTIS. Yes?

MACK JOHNSON. No, sir; one time.

Senator CURTIS. You only went there one time?

MACK JOHNSON. Yes, sir.

Senator CURTIS. You say that none of the Indians signed while they were there?



MACK JOHNSON. No, sir; they did not sign the deed or touch the pen, or nothing.

Senator CURTIS. Were you acting as interpreter for the Indians at that time, and also for Grimes?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Who paid you for that service?

MACK JOHNSON. He promised to pay me, but he did not do it.

Senator CURTIS. You mean Grimes did?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Did you act as interpreter for the Grimes party all the time here at Eagle Pass and in Muzquiz?

MACK JOHNSON. Yes, sir.

Senator CURTIS. You said that at the first meeting one Indian signed the paper?

MACK JOHNSON. No, here.

Senator CURTIS. Here in Eagle Pass?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Now how much was he to receive, or she, for the property—I mean how much money?

MACK JOHNSON. I think it was \$600; I do not know how much he gave.

Senator CURTIS. Were there any threats made to that Indian in case he did not sign—was it a man or a woman?

MACK JOHNSON. It was a man.

Senator CURTIS. Were there any threats made to him if he did not sign?

MACK JOHNSON. I do not know about that.

Senator CURTIS. What did they say they would do to him if he did not sign?

MACK JOHNSON. They said they would arrest him; he said, "Go and arrest him if he does not sign."

Senator CURTIS. If he does not sign?

MACK JOHNSON. Yes, sir.

Senator CURTIS. And after they said that to him he signed, did he?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Did you tell the Indians that at their request?

MACK JOHNSON. I told them that this man said he would have them arrested, and the Indians said "We will sign." He scared them, and that is the reason they signed.

Senator CURTIS. The second time you say three Indians signed the papers or deeds?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Do you know how much they were each to receive for their deeds?

MACK JOHNSON. No, sir; I have forgotten.

Senator CURTIS. Were they threatened or what did these people say they would do with them if they did not sign?

MACK JOHNSON. It was the same thing; that they would arrest them right here in Eagle Pass. Conine told them this and Cal Moore.

Senator CURTIS. How many weeks were you down here acting as interpreter for that party?

MACK JOHNSON. I do not know; two times, I guess. We did not stay a week—one time we stayed pretty near ten days; it was raining

and the railroad was all washed out. I do not know how many days it was.

Senator CURTIS. Did you come from Oklahoma with Grimes?

MACK JOHNSON. Yes, sir.

Senator CURTIS. They brought you down from Oklahoma, did they?

MACK JOHNSON. Yes, sir.

Senator CURTIS. You had a tent of your own at the camp at Muzquiz, did you not?

MACK JOHNSON. No, sir.

Senator CURTIS. Did the Grimes people take you back to Oklahoma?

MACK JOHNSON. No, sir.

Senator CURTIS. They let you get back the best way you could, did they?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Were you working for anybody else at that time; did you interpret for anyone else?

MACK JOHNSON. No, sir; for nobody but the Grimes outfit.

Senator CURTIS. Have you at any time interpreted for any other people who wanted to buy these lands from these Indians from which the restrictions were removed?

MACK JOHNSON. No, sir.

Senator CURTIS. State, if you know, if there were any guns in the room where these Indians were taken.

MACK JOHNSON. Do you mean at Guajardo's house?

Senator CURTIS. Yes.

MACK JOHNSON. There were a lot of guns in there, right at the door.

Senator CURTIS. Do you know anything about any money having been paid to Guajardo, the president, at that meeting?

MACK JOHNSON. No, sir; he paid him some money, but I do not know how much he paid him; I did not count how much he paid him, but Chapman paid him money.

Senator CURTIS. Did you hear him say how much he had paid him?

MACK JOHNSON. No, sir; and another policeman \$50.

Senator CURTIS. Did you see him pay a policeman \$50?

MACK JOHNSON. Yes, sir; I saw \$50 that Chapman paid him. His name was Tony Menchecha; he was a Mexican.

Senator CURTIS. At that meeting at the president's house, when the Indians were asked to sign the deeds, was any money paid to them, or to any of them?

MACK JOHNSON. No, sir.

Senator CURTIS. None whatever?

MACK JOHNSON. No, sir.

Senator CURTIS. Was any money offered to any of them?

MACK JOHNSON. No, sir; they just handed the pencil; they did not offer money at all.

Senator CURTIS. They just handed them a pencil which they did not take hold of?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Were any of the Indians there when Doctor Conine fixed up the papers?

MACK JOHNSON. Wath-a-co-na.

Senator CURTIS. Did he sign any of them?

MACK JOHNSON. No, sir.

Senator CURTIS. Or hold the pen?

MACK JOHNSON. No, sir.

Senator CURTIS. Or touch it?

MACK JOHNSON. No, sir; every Indian said he did not want to sell it.

Senator CURTIS. Did they tell you they did not want to sell?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Do you mean to say that each Indian said that?

MACK JOHNSON. Each Indian said he did not want to sell it.

Senator CURTIS. And you were the interpreter at the time?

MACK JOHNSON. Yes, sir.

Senator CURTIS. And you told both Grimes and all the members of his party, and the Mexicans, that they said they did not want to sell?

MACK JOHNSON. Yes, sir; and I told Mr. Lobo to tell these Mexicans who were sitting there at the table part of the time. I was there and I interpreted for them and Joseffa.

Senator CURTIS. Mr. Chairman, I suggest that if either of these gentlemen, Mr. Embry or Mr. Cresson, desire to ask the witness any questions they be permitted to do so.

The CHAIRMAN. Certainly.

Mr. EMBRY. Mr. Chairman, I have copies here of what purport to be the deeds—I think they are correct copies, although they are not certified—in the case in which this witness acted as interpreter. but in his general answers to questions he seems to have already covered that point.

Senator CURTIS. If he has not covered it, we will interrogate him further. If you will let me have the papers I will question him about them. Here is a deed, which you signed as a witness, from Ah-ten-y-tuck and Qua-to-qua, husband and wife, to Willard Johnston. Did they sign that deed?

MACK JOHNSON. Yes, sir.

Senator CURTIS. They signed it, did they?

MACK JOHNSON. Willard Johnston bought that.

Senator CURTIS. It is a deed to Willard Johnston?

Mr. EMBRY. If the Committee will pardon me, I ought to explain that I have not verified these deeds personally. I asked the Indian agent at Shawnee to furnish me with copies of all the deeds that were made, and these were furnished to me as copies of the deed, or a part of them.

Senator CURTIS. You say they signed that deed?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Here is a deed from Ah-nes-she-nen-ne to W. I. Chapman. Did he sign that name?

MACK JOHNSON. Yes, sir; that man.

Senator CURTIS. He signed it, did he?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Here is a deed from Ah-na-tha-hah-quah to W. I. Chapman.

MACK JOHNSON. I do not know anything about that.

Senator CURTIS. You say you know nothing about that deed?

MACK JOHNSON. No, sir.

Senator CURTIS. And the parties did not sign it?

MACK JOHNSON. No, sir.

Senator CURTIS. Here is a deed from Ah-che-che and Chah-ke-she (his wife) to W. I. Chapman.

MACK JOHNSON. No, sir; they did not sign that deed.

Senator CURTIS. Here is a deed from Cha-cha-ko-the-wa to R. C. Conine. Do you know anything about that deed?

MACK JOHNSON. That is John Snake. No, sir.

Senator CURTIS. He did not sign that, you say?

MACK JOHNSON. I do not know whether he signed it; I did not see him sign.

Senator CURTIS. Did you interpret it for him?

MACK JOHNSON. No, sir; he talked English.

Senator CURTIS. Did you interpret to Snake?

MACK JOHNSON. No, sir; I did not interpret for him.

Senator CURTIS. Do you know anything about it at all?

MACK JOHNSON. He sold it to him—to Conine, but I did not interpret for him.

Senator CURTIS. Here is a deed from Chaw-ko-sot to C. M. Cade, Do you know anything about that?

MACK JOHNSON. I do not know that man.

Senator CURTIS. You do not know that he signed it?

MACK JOHNSON. No, sir.

Mr. EMBRY. If the committee will allow me I would suggest that it may not be altogether fair for these papers to go in the record, for they are not authenticated. The object was to use them for the purpose of refreshing the witness's memory as to particular cases. There may be some error in them; they have not been authenticated.

Senator CURTIS. I do not think the clerk would make a mistake in copying them.

Mr. BENTLEY. I would suggest to the committee that there are authentic copies of all the deeds in the record.

Senator CURTIS. Mr. Johnson. I want to know if these Indians ever executed the deeds in your presence to the parties mentioned in the deeds, and if you acted as interpreter at the time. Here is a deed from Wah-sko-tah and Mah-squa-ko (his wife) to W. L. Chapman. Do you know anything about that deed?

MACK JOHNSON. Yes, sir. They did not sign it.

Senator CURTIS. Here is a deed from Wah-pah-rose to W. L. Chapman. Did he sign that?

MACK JOHNSON. He did not sign.

Senator CURTIS. Here is another deed from Wah-pah-che-quah to C. J. Benson. What do you know about that deed?

MACK JOHNSON. She did not sign it.

Senator CURTIS. Here is a deed from Tah-pah-she to W. L. Chapman. Do you know whether he signed that deed?

MACK JOHNSON. No, sir; he did not.

Senator CURTIS. Here is a deed from Py-a-tho and Ah-nah-no-tha (her husband) to R. C. Conine. Did she sign that deed?

MACK JOHNSON. Yes, sir; she signed here.

Senator CURTIS. Here in Eagle Pass?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Here is another deed from Py-a-tho and Ah-nah-no-tha (her husband)—two deeds. Did you see that signed?

MACK JOHNSON. Yes, sir; I saw them sign those, too.

Senator CURTIS. Here is a deed from Paw-kaw-kah to W. I. Chapman.

MACK JOHNSON. He is at Muzquiz, too.

Senator CURTIS. And Paw-kaw-kah talked like other people?

MACK JOHNSON. No, sir.

Senator CURTIS. Do you think anybody could tell him what a deed is?

MACK JOHNSON. No, sir.

Senator CURTIS. Does he know anything about what money is, or how much is being paid him?

MACK JOHNSON. No, sir.

Senator CURTIS. Were you at the camp near Muzquiz when they took Paw-kaw-kah to the judge at that place?

MACK JOHNSON. Yes, sir.

Senator CURTIS. How did they get him to go?

MACK JOHNSON. Ah-kis-kuck told him to go—to get in the buggy.

Senator CURTIS. Did you see him sign any deed at Guajardo's house?

MACK JOHNSON. No, sir.

Senator CURTIS. Did you see anybody talking to him about any deeds?

MACK JOHNSON. No, sir.

Senator CURTIS. How long have you known Paw-kaw-kah?

MACK JOHNSON. About twenty-nine years.

Senator CURTIS. Was he what you would call smart at some times?

MACK JOHNSON. No, sir.

Senator CURTIS. Was he at any time different from what he is now; was he ever smarter at any other time than he was last summer, in your opinion?

MACK JOHNSON. No, sir.

Senator CURTIS. Here is a deed from Pem-e-pah-hom-ah-quah and Mah-se-kah-tah-tem-no (her husband) to W. I. Chapman. Do you know anything about that?

MACK JOHNSON. She did not sign it.

Senator CURTIS. Did you hear anybody ask her to sign it?

MACK JOHNSON. Yes, sir.

Senator CURTIS. What did she say?

MACK JOHNSON. She said she did not want to sign.

Senator CURTIS. Did you see anybody pay her any money?

MACK JOHNSON. No, sir.

Senator CURTIS. Here is a deed from Pah-ko-tah and Pum-y-tum-moke to W. I. Chapman. Do you know anything about that?

MACK JOHNSON. He did not sign it; he did not touch the pen.

Senator CURTIS. Did you see Pum-y-tum-moke at Guajardo's house?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Was she upstairs in the house, do you think?

MACK JOHNSON. No, sir.

Senator CURTIS. Are you sure?

MACK JOHNSON. No, sir; Pum-y-tum-moke was not at Guajardo's house; she was out in the yard.

Senator CURTIS. She stayed outside, did she?

MACK JOHNSON. Yes, sir; Pah-ko-tah was there.

Senator CURTIS. Do you know where they brought Pah-ko-tah from when they brought him to Guajardo's house?

MACK JOHNSON. From the jail; they had arrested him.

Senator CURTIS. Did he come down by himself to Guajardo's, or did somebody else bring him?

MACK JOHNSON. A carriage brought him, or buggy.

Senator CURTIS. Was there any chain on him, an iron chain?

MACK JOHNSON. No, sir.

Senator CURTIS. But you are sure that they brought him from the jail to Guajardo's house?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Did he sign when he got there?

MACK JOHNSON. No, sir.

Senator CURTIS. What did he say?

MACK JOHNSON. He said he did not want to sign.

Senator CURTIS. What did they tell him?

MACK JOHNSON. The judge said all right—Jim Deer, too, and Wah-pah-che-quah.

Senator CURTIS. They brought them from the jail the same time, did they?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Here is a deed from Pah-e-nah to W. L. Chapman. Do you know whether he signed that deed?

MACK JOHNSON. She did not sign.

Senator CURTIS. Are you sure?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Here is a deed from Oque-mah-ah-them to W. I. Chapman. Were you there the day that Oque-mah-ah-them was brought to the judge's house?

MACK JOHNSON. Yes, sir; to Guajardo's house.

Senator CURTIS. Did you interpret for Oque-mah-ah-them?

MACK JOHNSON. Yes, sir.

Senator CURTIS. What did you tell him?

MACK JOHNSON. The Mexican told him to touch the pen and Oque-mah-ah-thum said he did not want to sign it, and he told this judge, Mr. Lobo, "I will not sign it if you put me in jail."

Senator CURTIS. You are sure he did not sign anything?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Was he paid any money there that day; did you see anybody pay Oque-mah-ah-them any money?

MACK JOHNSON. No, sir.

Senator CURTIS. Here is another deed from Me-she-kah to W. L. Chapman. Did you see her there that day?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Did they ask that Indian to sign?

MACK JOHNSON. Yes, sir.

Senator CURTIS. What did she say?

MACK JOHNSON. She said no.

Senator CURTIS. You did not see anybody pay her money?

MACK JOHNSON. No, sir.

Senator CURTIS. Here is a deed from Ma-tha-ko-tha to W. L. Chapman. Do you know that girl well?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Whose daughter is she?



MACK JOHNSON. She is Wah-sko-tah's daughter.

Senator CURTIS. Was she there that day?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Did they ask her to sign the deed?

MACK JOHNSON. Yes, sir.

Senator CURTIS. What did she say?

MACK JOHNSON. She said no.

Senator CURTIS. You are sure she did not sign any deed?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Here is a deed from Ma-sha-she and Pa-no-tha (his wife) to W. L. Chapman. Are you acquainted with Pa-no-tha?

MACK JOHNSON. Yes, sir; she died a long time ago.

Senator CURTIS. How long ago did she die?

MACK JOHNSON. About six or seven years ago.

Senator CURTIS. Are you sure she was not up there at Guajardo's that day?

MACK JOHNSON. Yes, sir. She died in Oklahoma long ago.

Senator CURTIS. Was Ma-sha-she there that day?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Did he sign it?

MACK JOHNSON. No, sir.

Senator CURTIS. What did he say about it?

MACK JOHNSON. He said, "No, I do not want to sign it."

Senator CURTIS. Here is a deed from Mah-to-pene to W. L. Chapman. Did he sign that deed?

MACK JOHNSON. No, sir; he was not there.

Senator CURTIS. Do you know where he was?

MACK JOHNSON. I think he was out hunting somewhere. He was not in the village.

Senator CURTIS. He was not in the village?

MACK JOHNSON. No, sir.

Senator CURTIS. At the time when Ma-sha-she was there and refused to sign, can you recollect how many days it was after that that Mr. Bonnet came over to Muzquiz and had the Indians turned loose?

MACK JOHNSON. No, sir.

Senator CURTIS. Here is a deed from Ma-ka-se-ah to W. L. Chapman. Do you think he was ever over there?

MACK JOHNSON. Yes, sir; he was there.

Senator CURTIS. Did he sign that deed?

MACK JOHNSON. No, sir.

Senator CURTIS. Did they ask him to sign it?

MACK JOHNSON. Yes, sir; but he said no.

Senator CURTIS. Here is a deed from Kee-ah-tha-com-oke-quah to W. L. Chapman.

MACK JOHNSON. Yes, sir; she was there.

Senator CURTIS. Do you know her?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Was she there that day?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Did they ask her to sign?

MACK JOHNSON. Yes, sir; she said no.

Senator CURTIS. That was upstairs, was it?

MACK JOHNSON. Yes, sir; at Guajardo's house.

Senator CURTIS. Do you know anything about her ever getting any money for her land?

MACK JOHNSON. No, sir.

Senator CURTIS. Were you in Eagle Pass at the First National Bank when Mahsquatho came and drew this girl's money for her land?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Who else was with you at that time?

MACK JOHNSON. Alexander.

Senator CURTIS. Who else was present?

MACK JOHNSON. Kish-ke-ton.

Senator CURTIS. When they brought Mahsquatho to the bank what did they tell the banker—did they tell him who she was?

MACK JOHNSON. Ke ah tho com o qua.

Senator CURTIS. Do you know how much money they paid for Mashquatho for this other woman?

MACK JOHNSON. Maybe \$50, but I do not know—a little over \$50.

Senator CURTIS. You do not know how much money it was?

MACK JOHNSON. No, sir.

Senator CURTIS. After the money was paid, what did you do—where did you go?

MACK JOHNSON. Mas-qua-tho went down to Eagle Pass, or down town.

Senator CURTIS. Did she keep this money that she drew for the other woman?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Are you sure that Alexander did not get any of it?

MACK JOHNSON. Alexander got it all.

Senator CURTIS. Do you know how Mas-qua-tho happened to come over here to get that money; did you hear anything about it before she came over as to what she was coming for?

MACK JOHNSON. No, sir; we came after trunks down here and we met Alexander at Muzquiz and he came along with us; he got the paper with the name on it, and got the deed money here.

Senator CURTIS. At the bank?

MACK JOHNSON. Yes, sir; and he got all the money, and Alexander told us all—let this girl take this money—Masquatho.

Senator CURTIS. Let her take it for the other one?

MACK JOHNSON. Yes, sir; and we would go around down here at Diaz, and we met Kish-ke-ton down there; I do not know which way he went, but after dinner we came across down in here after the trunks in this depot. Well, we got down in here and stopped there; Mah-squa-tho was along with us and he went in there and just gave this girl's check right in the bank, and the girl went in there to draw this money; they did not ask her anything; just give it to him and he would cash it.

Senator CURTIS. Who was the money given to, the girl or Alexander?

MACK JOHNSON. The girl.

Senator CURTIS. How much was it?

MACK JOHNSON. I think it was \$200 and he told that girl to give him \$60.

Senator CURTIS. Alexander told the girl to give him \$60?

MACK JOHNSON. Yes, sir; he told this girl to give him \$60. We went down across the river and we took those trunks out there; and Alexander was with us and when he came over there he took this girl's money.

Senator CURTIS. Alexander got it all?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Who signed the check—who made the mark?

MACK JOHNSON. Alexander.

Senator CURTIS. Who witnessed it?

MACK JOHNSON. Me and George Kish-ke-ton.

Senator CURTIS. You witnessed the mark, did you?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Did you know at that time that it was not her money?

MACK JOHNSON. Yes, sir; but Alexander had told us this way, but we knew that this girl got hold of the money, and Alexander told us to sign it and he would let this girl have it. Alec. was broke and when he got across over there he told this girl and me and George to give all this money back.

Mr. CRESSON. Did the girl make the mark or did Alec. make the mark?

MACK JOHNSON. The girl made the mark.

Mr. CRESSON. And you and who else made the mark?

MACK JOHNSON. George Kish-ke-ton.

Mr. EMBRY. Who was it at the bank who paid you the money? Did Mr. Bonnet pay you the money?

MACK JOHNSON. No, sir; it was the First National Bank.

Senator CURTIS. Here is a deed from Ket-to-quah to W. L. Chapman. Were you there at the judge's house when Ket-to-quah was there?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Did she sign any deed in your presence?

MACK JOHNSON. No, sir.

Senator CURTIS. Did anyone ask her to sign?

MACK JOHNSON. Yes, sir; a Mexican asked her.

Senator CURTIS. What did he tell her?

MACK JOHNSON. She said she did not know how to sign her name.

Senator CURTIS. Do you know whether or not your sister writes good English?

MACK JOHNSON. Yes, sir.

Senator CURTIS. If she wants to sign anything she does not have to put any mark upon it, does she?

MACK JOHNSON. No, sir; she signs herself.

Senator CURTIS. Here is a deed that has her mark upon it. How do you suppose that came to be?

MACK JOHNSON. I suppose Conine or Chapman wrote it down—either one.

Senator CURTIS. You say she can write her own name?

MACK JOHNSON. Yes, sir.

Senator CURTIS. And there is no necessity for her to write by mark?

MACK JOHNSON. No, sir.

CHAIRMAN. Is that your sister?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Do you remember a time when your sister came in the bank and got some money?

MACK JOHNSON. Yes, sir.

Senator CURTIS. They called it land money?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Do you know what Conine told her when she was drawing that money?

MACK JOHNSON. Yes, sir.

Senator CURTIS. I want you to be sure and tell it just as it happened.

MACK JOHNSON. Well, Conine told her—he said, “There is money here for this deed.” but he said, “When I started from Oklahoma you promised me you would pay me \$2,000.”

Senator CURTIS. Two thousand dollars?

MACK JOHNSON. Yes, sir; and when I came from Oklahoma I got off here, and we met Ket-te-quah here in Eagle Pass, and Conine too. He asked Ket-te-quah if she wanted the money, and she said yes. He asked how much she wanted, and she said \$50. Well, he went down there, and I think she drew \$300 that day or that evening.

Senator CURTIS. What did she do with that money, do you know?

MACK JOHNSON. No, sir.

Senator CURTIS. Did she keep it or loan it to somebody?

MACK JOHNSON. She just kept it; she just got about \$300.

CHAIRMAN. How much is the deed for?

Mr. BENTLEY. Four hundred dollars.

Senator CURTIS. Now, here is a deed from Kah-kah-to-the-quah to W. L. Chapman. Do you know anything about Kah-kah-to-the-quah being up in Guajardo's house?

MACK JOHNSON. Yes, sir; she was not there.

Senator CURTIS. Did you see her sign any deed up there?

MACK JOHNSON. No, sir.

Senator CURTIS. Did you hear them ask her to sign the deed?

MACK JOHNSON. No, sir; she said she did not want to go up there. She was not there.

Senator CURTIS. You did not see any money paid to her?

MACK JOHNSON. No, sir.

Senator CURTIS. Now, here is Kah-pah-he-ko-quah. Do you know anything about that?

MACK JOHNSON. Yes, sir; she was there at Guajardo's house.

Senator CURTIS. Did you hear them ask her to sign the deed?

MACK JOHNSON. Yes, sir.

Senator CURTIS. What did she tell them?

MACK JOHNSON. She said, “I do not want to sell it.”

Senator CURTIS. Did you see any money paid to her that day?

MACK JOHNSON. No, sir.

Senator CURTIS. Who was it that promised to pay you \$2,000?

MACK JOHNSON. Mr. Grimes.

Senator CURTIS. Which one of the Grimes?

MACK JOHNSON. The old man, L. C. Grimes.

Senator CURTIS. And you say he did not pay you any of it?

MACK JOHNSON. He has not paid me yet.

Senator CURTIS. What was he to pay you \$2,000 for?

MACK JOHNSON. For helping him.

Senator CURTIS. To come down and help to get the deeds from the Kicking Kickapoos who had come from Oklahoma.

MACK JOHNSON. Yes, sir.

Senator CURTIS. Did he bring any Kickapoos at the time?

MACK JOHNSON. Henry Murdock, Ke-kie-quaa, Ah-che-tha-to-quaa, and Iniskin—I think that is all—and me, Mack Johnson.

Senator CURTIS. Did he have any understanding that he was to pay any of those other people money in your presence?

MACK JOHNSON. No, sir.

Senator CURTIS. You spoke about money having been paid to the presidente over at Muzquiz. Who paid that money to the presidente over there in your presence—Chapman, Grimes, or Brown, or who?

MACK JOHNSON. I think Chapman did.

Senator CURTIS. He also paid the policeman, did he?

MACK JOHNSON. Yes, sir; \$50.

Senator CURTIS. Did they give that Mexican interpreter any money in your presence?

MACK JOHNSON. No, sir.

Senator CURTIS. Has any part of that \$2,000 been paid to you, that they agreed to pay you if you would come down here?

MACK JOHNSON. No, sir.

Senator CURTIS. Now, you know Pam-e-thot's wife, Tah-pah-she, do you not?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Were you ever down there at the First National Bank when she drew any money. Tah-pah-she is an old woman. To refresh your memory I will ask you if you and Conine did not go there to the bank and take some other woman, probably your mother?

MACK JOHNSON. Yes, sir.

Senator CURTIS. And represent that it was Tah-pah-she that wanted the money?

MACK JOHNSON. Yes; Conine brought the woman.

Senator CURTIS. Which woman did he bring?

MACK JOHNSON. It was a Nacimiento woman.

Senator CURTIS. He went there and told them that woman was Tah-pah-she?

MACK JOHNSON. Yes, sir; Conine told them.

Senator CURTIS. Do you know the name of the Nacimiento woman?

MACK JOHNSON. Yes, sir; it was Kah-kah-che.

Senator CURTIS. Do you know how much money Tah-pah-she drew at that time?

MACK JOHNSON. I think it was \$500; I think somewhere about that.

Senator CURTIS. Five hundred dollars American money?

MACK JOHNSON. Yes, sir.

Senator CURTIS. What did Conine and she do with that money after it was drawn?

MACK JOHNSON. Well, this woman drew the money and Conine gave a check to this woman, and this woman to go in there and give another bank man a check and he gave money.

Senator CURTIS. The banker gave money?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Did you hear Conine tell the banker that that was Tah-pah-she?

MACK JOHNSON. Yes, sir.

Senator CURTIS. You are sure about that?

MACK JOHNSON. No, sir; I did not hear him tell the banker.

Senator CURTIS. Well, who did?

MACK JOHNSON. Conine.

Senator CURTIS. I say, you heard Conine tell the banker that that was Tah-pah-she?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Do you know the name of the cashier down there, the small man?

MACK JOHNSON. No, sir.

Senator CURTIS. Did Conine always go with this woman when they got money at the First National Bank? Was he there when Ket-te-quah (Lizzie) got the money?

MACK JOHNSON. Yes, sir.

Senator CURTIS. And when Tah-pah-she got it?

MACK JOHNSON. Yes, sir.

Senator CURTIS. The next time when Mas-qua-tho drew the money Conine was not there?

MACK JOHNSON. No, sir; that was Alexander.

Senator CURTIS. Was the money always drawn from the First National Bank?

MACK JOHNSON. Yes, sir.

Senator CURTIS. And he never went to any other bank to draw money?

MACK JOHNSON. No, sir.

Senator CURTIS. The Border National Bank never paid any money, did it?

MACK JOHNSON. No, sir.

Senator CURTIS. Did you ever see anybody get money from the Border National Bank?

MACK JOHNSON. No, sir; I never went in there.

Senator CURTIS. Now, I was asking you about the time when you and Outcalt went to the Mexican judge, and you swore that he had assaulted you with a six-shooter. How did you happen to go there in Muzquiz at that time?

MACK JOHNSON. I just went down there and met George Outcalt right in the hotel. No, Mr. Bentley took me out.

Mr. BENTLEY. No; I took you out that time when you were drinking, but the time when you went with Outcalt to the judge to have me arrested—the Senator wants to know how you came to go there; who spoke to you about it first.

MACK JOHNSON. I do not know; George Outcalt, Al Brown, and Mr. Grimes went in there and told Guajardo some way he would give the paper; I do not know what paper.

Senator CURTIS. Was he to pay you any money for doing that?

MACK JOHNSON. No, sir.

Senator CURTIS. Did Mr. Bentley ever hit you with a six-shooter?

MACK JOHNSON. No, sir.

Mr. BENTLEY. With the committee's permission, I would like to ask this witness a few more questions in regard to this matter.

CHAIRMAN. Very well.

Mr. BENTLEY. Were you there when Ah-teny-tuck and Chawkasot, and those other Kickapoos, went in and swore against me—were you



there when the others went in and signed something against me at Muzquiz; did you interpret for some of them?

MACK JOHNSON. No, sir.

MR. BENTLEY. Do you know who got them to go?

MACK JOHNSON. It might have been Al Brown and Mr. Grimes and Josepha.

MR. EMBRY. I would like to ask the witness one or two questions. You say you made complaint against Mr. Bentley, charging that he struck you with a revolver, a six-shooter?

MACK JOHNSON. No, sir; George Outcalt wrote that in the paper.

MR. EMBRY. Where did he write it in the paper?

MACK JOHNSON. At the hotel.

MR. EMBRY. I say, why did he write it in the paper, what for—did you ask him to do it?

MACK JOHNSON. No, sir.

MR. EMBRY. Do you know his writing on the paper?

MACK JOHNSON. No, sir.

MR. EMBRY. You wrote it, did you not?

MACK JOHNSON. No, sir.

MR. EMBRY. Can't you interpret?

MACK JOHNSON. Yes, sir.

MR. EMBRY. Can you not read writing?

MACK JOHNSON. A little; I write a little.

MR. EMBRY. Who acted as interpreter in the matter of those deeds down there; did not you?

MACK JOHNSON. Yes, sir.

MR. EMBRY. You could read well enough to interpret what one of those written deeds stated, could you not?

MACK JOHNSON. Yes, sir; I told them what it was for, but he would not sign.

MR. EMBRY. Then after you had found out what was in the written deed, you could tell the Indians what it meant, could you not?

MACK JOHNSON. What is that?

MR. EMBRY. When you were interpreting down there and would find out what was in a written deed, you could then tell the Indians what that meant, could you not?

MACK JOHNSON. Yes, sir.

MR. EMBRY. You read this complaint which you made against Mr. Bentley, did you not?

MACK JOHNSON. No, sir.

MR. EMBRY. Why didn't you read it?

MACK JOHNSON. He did not show it to me.

MR. EMBRY. You signed it, did you not?

MACK JOHNSON. I guess so.

MR. EMBRY. Did you not know what was in it when you made it?

MACK JOHNSON. No, sir.

MR. EMBRY. Why didn't you?

MACK JOHNSON. They did not tell me. He said "Go ahead and sign."

MR. EMBRY. You had a written paper; why did you not read it? Do you know what an oath is, Mack—do you know what it is to be sworn?

MACK JOHNSON. Yes, sir.

Mr. EMBRY. Do you know whether it is wrong for you to make a false statement, or to swear to something that you do not know?

MACK JOHNSON. Well, this man said if I did not sign he would have me arrested. This fellow did this whole thing.

Mr. EMBRY. Who said he would have you arrested if you did not sign?

MACK JOHNSON. Conine.

Mr. EMBRY. When did he say that?

MACK JOHNSON. That time when he was in there at Muzquiz.

Mr. EMBRY. Who was present when Conine said that?

MACK JOHNSON. Clark.

Mr. EMBRY. Who else?

MACK JOHNSON. Cal Moore and Pah pe-ah-she.

Mr. EMBRY. Anyone else?

MACK JOHNSON. Chawkosat.

Mr. EMBRY. Anyone else?

MACK JOHNSON. I guess that was all.

Mr. EMBRY. Why did you not tell Mr. Scothorn that they would arrest you if you did not sign it, or Mr. Outcelt?

MACK JOHNSON. We told him about it; he said "they ain't going to do it."

Mr. EMBRY. Did you tell Mr. Outcelt that they had said that to you?

MACK JOHNSON. Yes, sir.

Mr. EMBRY. Who was present when you told Mr. Outcelt that?

MACK JOHNSON. Ahtenytuck.

Mr. EMBRY. Anyone else?

MACK JOHNSON. Rachael.

Mr. EMBRY. Who is Rachael?

Mr. BENTLEY. He means Rachael Kirk.

MACK JOHNSON. And Effie Douglass.

Mr. EMBRY. Anyone else?

MACK JOHNSON. And Cal Moore and Clark.

Mr. EMBRY. Was Clark present when you told Outcelt that they would have you arrested if you did not sign it?

MACK JOHNSON. Yes, sir.

Mr. EMBRY. Who else was present?

MACK JOHNSON. That was all.

Mr. EMBRY. Was Conine present?

MACK JOHNSON. Yes, sir, I think so.

Mr. EMBRY. Where was it that you told George Outcelt that they would have you arrested if you did not make the deed?

MACK JOHNSON. At the hotel.

Mr. EMBRY. At which hotel?

MACK JOHNSON. A Mexican hotel; I do not know the name of it.

Mr. EMBRY. At Muzquiz?

MACK JOHNSON. Yes, sir.

Mr. EMBRY. Was that about the time you made the complaint to Outcelt that they would have you arrested if you did not sign?

MACK JOHNSON. Yes, sir.

The CHAIRMAN. What became of this case; did you appear; was Mr. Bentley tried, or what was done with the case?

Mr. BENTLEY. Yes, I was present.

The CHAIRMAN. Was Mack present?

Mr. BENTLEY. Yes, sir; he appeared there and contradicted the statement.

The CHAIRMAN. He did not swear that you assaulted him, did he?

Mr. BENTLEY. No, sir; that is why I was released. He filed a complaint, as shown by the court record. A certified copy of it is in this record. On the third day my trial came up, and when this witness and the other witnesses were called they denied that I had ever assaulted them, and after due trial I was released and acquitted. I want to establish the origin of my arrest over there. Mr. Outcalt has testified in this record that he did not know anything about it. Since this matter has been brought up I would like to question this witness a little further upon the subject.

The CHAIRMAN. Very well.

Mr. BENTLEY. Mack, at the time at the Kickapoo camp when the great big paper was made, when the Kickapoos who wanted to get land in Mexico signed, and those who wanted to get land in Oklahoma signed, did you see me scare anybody into signing it?

MACK JOHNSON. No, sir.

Mr. BENTLEY. When you came there to sign it you came by yourself, did you not, and signed for yourself—and who else did you sign for?

MACK JOHNSON. What is that?

Mr. BENTLEY. The big paper, when they were making a roll for those who were going to get land at Pedro Blanco, you signed it, did you not?

MACK JOHNSON. Yes, sir.

Mr. BENTLEY. Did you not sign for some others—some children—your little ones?

MACK JOHNSON. I do not know; I know I signed it myself.

Mr. BENTLEY. Did you see a good many others sign it?

MACK JOHNSON. Yes, sir.

Mr. BENTLEY. You did not see me scare anybody into signing it, did you?

MACK JOHNSON. No, sir.

Mr. BENTLEY. And you were not scared when you signed it?

MACK JOHNSON. No, sir.

Mr. BENTLEY. That is all I care to ask.

The CHAIRMAN. If there are no other questions the witness will be excused for the present.

The witness was thereupon excused and the subcommittee adjourned until to-morrow, November 2, 1907.

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EAGLE PASS, TEX., *November 2, 1907.*

The committee met at 9 o'clock a. m.

Present: Senators Teller (chairman) and Curtis; also Mr. John Embry, United States attorney for Oklahoma, and Mr. C. C. Cresson, assistant United States attorney for the western district of Texas, and Martin J. Bentley, esq., representing the Mexican Kickapoo Indians.

PAMETHOT, a Kickapoo Indian, was duly sworn by the chairman, as was also Dudley Shawnee, who interpreted for him as follows:

Senator CURTIS. State your name to the committee.

PAMETHOT. Pamethot.

Senator CURTIS. Where do you live?

PAMETHOT. I was living at Muzquiz, but I am in Oklahoma now.

Senator CURTIS. Are you a member of any tribe of Indians; and if so, what tribe?

PAMETHOT. I am an Indian of the Kickapoo tribe.

Senator CURTIS. Have you a wife?

PAMETHOT. Yes, sir.

Senator CURTIS. What is her name?

PAMETHOT. Tah-pah-she.

Senator CURTIS. Where is she now?

PAMETHOT. At Shawnee.

Senator CURTIS. Where were you and your wife last May, June, and July a year ago?

PAMETHOT. At Muzquiz.

Senator CURTIS. Do you know Mr. Martin J. Bentley?

PAMETHOT. Yes, sir.

Senator CURTIS. Do you know Mr. Grimes, Cal Moore, and Mr. Chapman?

PAMETHOT. I have seen them down there and know them when I see them.

Senator CURTIS. Where did you see them last year?

PAMETHOT. At Muzquiz.

Senator CURTIS. What were they trying to do down there?

PAMETHOT. They were after the Kickapoo Indians around there.

Senator CURTIS. What were they trying to get the Kickapoos to do?

PAMETHOT. They wanted them to sell land; that is the way I would put it.

Senator CURTIS. I wish you would in your own way state what their conduct was while they were down there with the Indians, and what transactions were had between them and the Indians, and generally what their conduct was while they were down here, commencing with the first time they came down and continuing up until they left?

PAMETHOT. I was down there; they came there; I saw them when they came, but I did not see them all the time.

Senator CURTIS. Tell the committee the names of those you did see and know?

PAMETHOT. I saw Conine and Grimes a good deal of the time.

Senator CURTIS. Who else did you see?

PAMETHOT. I do not know the names of the others. I think Alexander was the name of one of them.

Senator CURTIS. How often did they visit the camp, if you know?

PAMETHOT. I only know that they came there three times.

Senator CURTIS. Were you around there on those three occasions when they were there, and did you hear them talking to the Indians?

PAMETHOT. One time, yes.

Senator CURTIS. State what occurred at that time?

PAMETHOT. At about 4 o'clock they came there to the village and told the Indians that to-morrow they wanted all of them to go to town, to Muzquiz.

Senator CURTIS. Just proceed and state what else they said to the Indians, and what the Indians said to them?

PAMETHOT. The way I understood it was that they came there to put the Indians under arrest in some way and take them down to Muzquiz for some purpose.

Senator CURTIS. Were there any policemen with them?

PAMETHOT. Yes, sir; Mexican.

Senator CURTIS. How many of them were there?

PAMETHOT. There were two policemen.

Senator CURTIS. Did they take them up town, or did they go up to town?

PAMETHOT. Yes, sir.

Senator CURTIS. Now, state where they went and what they did, in your own way?

PAMETHOT. At the time my wife was sick, and she was there at the camp; she did not go with these Indians. They took the Indians on, but she did not go, and afterwards I went down myself to see the Indians.

Senator CURTIS. Please state what happened, and what you saw.

PAMETHOT. I got in Jim Deer's wagon; he is one of the Kickapoo Indians, and went along with them until we got down to town. I went with them all the way. When we got down to town we met some policemen with Conine. Conine had a pistol and told them to go around some place—I do not know just exactly where—about the town; they met us there and told us to go around to Guajardo's house. One of them had a sword; one Mexican policeman had a drawn sword, and they were driving us just like cattle. They took us to Guajardo's house—Guajardo's residence, I suppose. We were around there downstairs, it appeared, until about 1 o'clock, and at 1 o'clock we went upstairs to this place. There was some big white man there, but I do not know what his name was—some big white fellow at the time.

Senator CURTIS. Who did he claim to be?

PAMETHOT. He was around there after the Indians about their land; that is all I know.

Senator CURTIS. Who of the Grimes people were there at that time?

PAMETHOT. There were four white men and three Mexicans who talked a little Indian.

Senator CURTIS. Do you know who those white men were—were they Grimes, Chapman, Brown, and Conine?

PAMETHOT. Conine was there at Guajardo's. He was sitting there close to Grimes. I think Joe Clark was there also.

Senator CURTIS. Was Chapman there?

PAMETHOT. Yes, sir; that is the man; I did not remember his name at first.

Senator CURTIS. Were there any other white men there that you remember?

PAMETHOT. There were some others, but I do not remember their names.

Senator CURTIS. Tell us what was said to the Indians there in your presence, and what was said in response by the Indians?

PAMETHOT. That big fellow was there, and it seemed like he was the one who did the talking. He asked the Indians to sign some paper—deeds about the land.

Senator CURTIS. What did he say about it and what did the Indians say?

PAMETHOT. The Indians said they did not want to sign.

Senator CURTIS. At that time were the Indians asked to take hold of a pencil or a pen by anyone?

PAMETHOT. Yes, sir; that big fellow asked them to touch the pen.

Senator CURTIS. What did they say?

PAMETHOT. This big fellow told the Indians that they were in bad shape, that they were poor, and if they would touch the pen they would get plenty of money.

Senator CURTIS. Did the Indians sign?

PAMETHOT. No, sir.

Senator CURTIS. Was your wife there at that time?

PAMETHOT. I have told you that my wife was sick.

Senator CURTIS. Was she there at any time at Guajardo's house?

PAMETHOT. I had her at home; she did not go from camp.

Senator CURTIS. And she never was at Guajardo's house?

PAMETHOT. No, sir; she never was.

Senator CURTIS. Did any of the Indians sign any deeds or papers there that day?

PAMETHOT. No, sir; not one.

Senator CURTIS. Did your wife sign a deed to Chapman for the purpose of selling her land in Oklahoma?

PAMETHOT. Where?

Senator CURTIS. Here in the reservation in Mexico, either at the camp or out at Guajardo's house, or here in this city?

PAMETHOT. No, sir; I do not know anything about a deed.

Senator CURTIS. Did she sign a deed in the city of Muzquiz to Mr. Chapman?

PAMETHOT. No, sir.

Senator CURTIS. State if you own a homestead in Oklahoma.

PAMETHOT. No, sir.

Senator CURTIS. You do not own a place there?

PAMETHOT. No, sir; I do not.

Senator CURTIS. Are you living there in Oklahoma on your wife's place now?

PAMETHOT. I am just living up there with my relatives temporarily at Shawnee.

Senator CURTIS. Did you ever sign a deed of any kind with your wife?

PAMETHOT. Yes, sir; I signed for Mr. Bentley.

Senator CURTIS. With your wife?

PAMETHOT. No, sir; not with my wife.

Senator CURTIS. Did not your wife sign that deed?

PAMETHOT. Yes, sir; I signed for the Oklahoma land.

Senator CURTIS. Where is your wife now?

PAMETHOT. I want to explain to you that I went from here to Shawnee and stayed there until the Indians got located over in Chihuahua. So my wife is over there and I came on down here.

Senator CURTIS. Do you know anything about the Indians being arrested at Muzquiz?

PAMETHOT. Yes, sir; I was there at the time.

Senator CURTIS. State what you know about it, and what Indians were put in jail.

PAMETHOT. Jim Deer, Wahpechequa, Pakotah, and Okemah were put in jail. I know they were put in jail.

Senator CURTIS. Were those four Indians present at Guajardo's house that day; and if so, who brought them there?

PAMETHOT. Two of them—Wahpechequa and Pakotah—were in jail. They brought Wahpechequa and Pakotah to the house from jail.

Senator CURTIS. Do you know Mr. Johnson, and did he act as interpreter for the Indians?

PAMETHOT. Some woman did.

Senator CURTIS. What was her name?

PAMETHOT. Effie Douglass.

Senator CURTIS. Did she act as interpreter there?

PAMETHOT. Yes, sir.

Senator CURTIS. At Guajardo's house?

PAMETHOT. Yes, sir.

Senator CURTIS. Did the policeman bring those two men there?

PAMETHOT. Yes, sir; they brought them from the jail up to Guajardo's house. In the evening they turned them all loose after they had brought them up there. The Indians did not sign and they turned them loose and they all came to town to trade and went back to the camp.

Senator CURTIS. Did they go back to Guajardo's house at any other time?

PAMETHOT. I do not know; if they did I do not know it. That was just the one time that I know of.

Senator CURTIS. Did your wife go there at any time?

PAMETHOT. No, sir.

Senator CURTIS. You state that you executed a deed to Mr. Bentley. Please state to the committee what that transaction was.

PAMETHOT. Yes, sir; I executed a deed to Mr. Bentley.

Senator CURTIS. What was your understanding with Mr. Bentley at that time?

PAMETHOT. I let Mr. Bentley have my land, and leased him my land, too.

Senator CURTIS. What do you mean by letting him have it; did you let him have it to trade for land in Mexico, or did you sell it to him and get cash for it or what? State to the committee what Mr. Bentley was to do with the land.

PAMETHOT. I came down to join the Kickapoo chief in Mexico, and I understood that Mr. Bentley was to take the land and when they found land in Mexico to trade it for land in Mexico. That is what I understood.

Senator CURTIS. That is why you gave him the deed?

PAMETHOT. Yes, sir.

Senator CURTIS. Did you pay him any money, or your wife either?

PAMETHOT. No, sir.

Senator CURTIS. Do you remember of any money being paid to your wife in the bank by Mr. Bentley?

PAMETHOT. I believe, since I recall it, that there was \$100, or some such matter, paid my wife.

Senator CURTIS. Did you sign that deed to Mr. Bentley before you came down here to Mexico, or afterwards?

PAMETHOT. We were all in Mexico at the time.

CHAIRMAN. When you made the deed?

PAMETHOT. Yes, sir.

CHAIRMAN. To Bentley?

PAMETHOT. Yes, sir.

Senator CURTIS. What time did you leave Oklahoma for Mexico—what month, if you remember?

PAMETHOT. About five years ago I came to Mexico.

Senator CURTIS. Have you been here all the time?

PAMETHOT. Yes, sir.

Senator CURTIS. Was your wife with you?

PAMETHOT. Yes, sir.

Senator CURTIS. What was your wife doing with your place, or her place, rather, in Oklahoma?

PAMETHOT. I leased my wife's land.

Senator CURTIS. This place that you and your wife sold to Bentley was your wife's place in Oklahoma, was it not?

PAMETHOT. Yes, sir; my wife's land.

Senator CURTIS. Please tell the committee why you went to Mexico—why you wanted to move to Mexico.

PAMETHOT. I came down here to join the Kickapoos in Mexico—that was the reason I came.

CHAIRMAN. What do you mean by joining the Kickapoos?

PAMETHOT. I mean when I came down here I came to join the tribe in Mexico and to live with them.

Senator CURTIS. To make it your home?

PAMETHOT. Yes, sir.

Senator CURTIS. Did they want to own land in common in Mexico; was that the idea?

PAMETHOT. Yes, sir.

Senator CURTIS. I see by looking at this deed that you speak of having made to Bentley, that it is made to Mr. Ives, and that you do not sign it, but that your wife did sign it. How did it happen that you did not sign the deed?

PAMETHOT. That, of course, I do not know. I supposed that as my wife signed it it was all right.

Mr. BENTLEY. I think I can make that clear. At the time of the execution of the deed by his wife an affidavit was made by him as to their period of residence in Mexico, and he signed that. It was not necessary in our Territory for a husband to join in the the signing of a deed.

Senator CURTIS. I can not agree with you on that proposition. I think any deed made in Oklahoma of a homestead is void unless both husband and wife sign it. I do not think either of these deeds are worth a cent.

Mr. BENTLEY. At the time this deed was made he did sign an affidavit relating to their period of residence in Mexico, and he has probably got that confused with the question about their joining in this deed.

Senator CURTIS. Did you see any money paid to anyone in Guajardo's house the day you were there?

PAMETHOT. No, sir.



Senator CURTIS. Will you please state what the feeling is among the Kickapoos who left Oklahoma and went to Mexico in regard to returning to their life of living in common as a tribe, and if that was their object in going down there?

PAMETHOT. Yes; we had got dissatisfied in Oklahoma and thought that by going down into Mexico and getting a place down there where we could live as a tribe like we used to live that we would feel better and it would be all right.

Senator CURTIS. Did Mr. Chapman or Mr. Grimes or Conine, or any of what is known as the Grimes people, pay to you or your wife, to your knowledge, any money of any kind for a deed to your wife's land in Oklahoma?

PAMETHOT. No; but a few days ago Grimes came up to Shawnee to see my wife—that is, lately—and they had some kind of an interpreter with him—I do not know just exactly what his name was—and offered my wife \$1,000 for her land and to pay her lease money, too; but she refused.

Senator CURTIS. She refused to take it?

PAMETHOT. Yes, sir.

Senator CURTIS. Were you present at the time?

PAMETHOT. Yes, sir; I told Grimes that they could not get any lease money on account of its being tangled up, and I wanted Grimes to turn it loose. He blamed me for the condition of the land, and said that she could not get any lease money for the land.

Senator CURTIS. Was Chapman or Grimes there that time?

PAMETHOT. No, sir. Sam Bosley was the name of the stout fellow who came there to interpret for them.

Senator CURTIS. I have no further questions to ask.

Mr. BENTLEY. I would like to ask one or two questions with the committee's permission.

The CHAIRMAN. Very well.

Mr. BENTLEY. Are you acquainted with Pum-y-tum-moke?

PAMETHOT. Yes, sir.

Mr. BENTLEY. Whose wife is she?

PAMETHOT. Pakotah's.

Mr. BENTLEY. At the time you have testified that you went to Muzquiz and followed along to see what they were doing at Guajardo's house, do you remember seeing Pum-y-tum-moke that day?

PAMETHOT. Yes, sir; she was there. She was lame and could not get upstairs.

Mr. BENTLEY. Did you watch her all day; were you in her presence all day?

PAMETHOT. Yes, sir.

Mr. BENTLEY. Are you certain that she never went upstairs?

PAMETHOT. No, sir, she did not go upstairs; she sat there. There was something the matter with her leg.

Mr. BENTLEY. Did you see anyone come down with a pen for her to sign anything?

PAMETHOT. No, sir.

Mr. BENTLEY. You did not see anybody pay her any money?-----

PAMETHOT. No, sir; I particularly watched around as I wanted to see what the trouble was.

Mr. BENTLEY. Are you certain that she never went upstairs?

PAMETHOT. No, sir; she did not.

Mr. BENTLEY. Why did you not go away from there; why did the Indians stay around there so long?

PAMETHOT. They kept them there.

Mr. BENTLEY. By who?

PAMETHOT. The policeman.

Mr. BENTLEY. Do you recollect anything about Mah-to-penne—do you know anything about him?

PAMETHOT. Pum-y-tum-moke's son; yes.

Mr. BENTLEY. Did you see both of her sons there that day?

PAMETHOT. I just saw one.

Mr. BENTLEY. Do you know where the other one was?

PAMETHOT. He was hunting at some place.

Mr. BENTLEY. What is the name of the one that was out hunting?

PAMETHOT. Mah-ta-pen-e.

Mr. BENTLEY. Do you know how long Mah-ta-pen-e was hunting at that time?

PAMETHOT. No, sir; I do not know.

Mr. BENTLEY. Was it as much as a week?

PAMETHOT. About one week, yes, sir, I think.

Mr. BENTLEY. Do you know where Ma-ka-se-ah is now?

PAMETHOT. At Shawnee, I think.

Mr. BENTLEY. Do you know what time he went up there when he left this country?

PAMETHOT. Six or seven months, or eight months; something like that.

Mr. BENTLEY. Was it not about a year ago?

PAMETHOT. I say about eight months; I do not know exactly when. He told his wife he would be back soon.

Senator CURTIS. Do you gentlemen desire to ask any questions of the witness?

Mr. EMBRY. We have no questions.

Senator CURTIS. How old are you?

PAMETHOT. About 68 years, as near as I know.

Senator CURTIS. That is all for the present.

The witness was here excused.

JOHN N. SHAFTER, having been first duly sworn by the chairman, testified as follows:

Senator CURTIS. Please state your name, age, and place of residence.

Mr. SHAFTER. My name is John N. Shafter; I am 66 years old; residence, Eagle Pass and Ciudad Porfirio Diaz; I have an office on both sides of the river.

Senator CURTIS. How long have you lived in Eagle Pass?

Mr. SHAFTER. About thirty-nine years.

Senator CURTIS. You may state your business, please.

Mr. SHAFTER. I am customs agent of the Mexican International Railroad Company, the forwarding agent.

Senator CURTIS. For how many years have you been such agent?

Mr. SHAFTER. For twenty-five years.

Senator CURTIS. Do you know the Mexican Kickapoo Indians, or what are known as the Kicking Kickapoos of Oklahoma, who came here to settle in Mexico?

Mr. SHAFTER. Yes, sir; I know quite a good many of them.

Senator CURTIS. Do you know Mr. Martin J. Bentley, who was around here a while ago?

Mr. SHAFTER. Yes, sir.

Senator CURTIS. In your capacity as agent for the railroad have you had any business transactions with Mr. Bentley or with those Indians?

Mr. SHAFTER. Yes, sir.

Senator CURTIS. I wish you would state generally to the committee what, if any, transactions you have had with them, commencing first with reference to getting the Indians into Mexico, and who has represented them; please state it in your own way.

Mr. SHAFTER. Between three and four years ago Mr. Bentley and the Indians began arriving here and occasionally they visited me, or rather Mr. Bentley visited me, and asked me to assist him in removing the Indians and their implements and household goods into Mexico. I did this, as I would for any other individual that wanted to go into that country.

Senator CURTIS. Was there anything said to you at the time as to the object of getting the Indians into Mexico, or why they desired to go?

Mr. SHAFTER. Yes, sir.

Senator CURTIS. Please state what was said to you, and who said it.

Mr. SHAFTER. I do not remember just what was said, but I understood that they proposed to secure a large tract of land in Mexico and colonize them there.

Senator CURTIS. Was anything said about their going back to their old tribal form of living; was that suggested as a reason?

Mr. SHAFTER. It seemed that they wanted to get into a country where they would have more freedom than they were having in the Indian Territory.

Senator CURTIS. Did you talk with any of the Indians with reference to the matter?

Mr. SHAFTER. I did a little, but not much. A few of them could talk the English language.

Senator CURTIS. Please state generally who represented those Indians.

Mr. SHAFTER. Well, I have always recognized Mr. Bentley as their representative. While he had other people with him, Mr. Bentley to me was the chief representative of the Indians.

Senator CURTIS. Did you talk at any time with any of the Indians?

Mr. SHAFTER. Yes, sir; the Indians used to come to my office frequently and ask where Mr. Bentley was, or ask if I knew of his whereabouts.

Senator CURTIS. Do you recall at any time any of the Indians saying anything to you as to why they wanted to go to Mexico?

Mr. SHAFTER. Well, not perhaps directly in that sense. They wanted to go to Mexico to seek a more open freedom of action than they were having, and in that connection I have had them say to me a number of times that if Mr. Bentley would look after them, they would stay with Mr. Bentley.

Senator CURTIS. Have you at any time been around when Mr. Bentley was getting deeds from any of the Indians?

Mr. SHAFTER. No, sir.

Senator CURTIS. You know nothing about that?

Mr. SHAFTER. I know nothing about that; no, sir.

Senator CURTIS. I wish you would state to the committee what Mr. Bentley's treatment of the Indians generally has been, so far as you observed it here in Eagle Pass or in Mexico?

Mr. SHAFTER. Well, to my mind, he has been a general caretaker; he has looked after their interests as carefully as he could look after the interests of his own people, or anybody, but he was particularly interested in them and wanted to see them get along and do well.

Senator CURTIS. State what has usually been the conduct of the Indians while in Eagle Pass or in any of the Mexican cities where you have observed them?

Mr. SHAFTER. They are peaceable and quiet citizens and law-abiding people, particularly so. I do not remember of seeing any of them hardly even under the influence of liquor while they have been about my place or the town; they may have been, but if they were, I did not happen to see them. To my mind, they have been as quiet as the citizens you see on the streets today.

Senator CURTIS. Were you here in the city last year, say in June and July?

Mr. SHAFTER. Yes, sir.

Senator CURTIS. Did you meet Mr. Grimes, of Oklahoma?

Mr. SHAFTER. I do not remember that I met him; no, sir.

Senator CURTIS. Did you meet any of the gentlemen who are known as the Grimes party, and who were trying to get deeds from the Indians?

Mr. SHAFTER. No, sir; I did not meet any of them.

Senator CURTIS. Did you meet Doctor Conine?

Mr. SHAFTER. No, sir; if I met any of them, it was only for a moment by introduction, without its being impressed upon me at all.

Senator CURTIS. You say you do not remember meeting any of them?

Mr. SHAFTER. I do not remember meeting any of them.

Senator CURTIS. Did you meet Mr. Chapman, if you remember?

Mr. SHAFTER. I do not remember now; no, sir. I am under the impression that I met none of them.

Senator CURTIS. Well, then, you have no personal knowledge of any of the transactions, so far as the making of deeds is concerned, of either Mr. Bentley, or Mr. Grimes or any of his party, or any of the Bentley party.

Mr. SHAFTER. No, sir.

Senator CURTIS. Are you connected with either of the banks here?

Mr. SHAFTER. Yes, sir; both of them.

Senator CURTIS. Do you know anything about any of the dealings of the Indians with the banks, personally?

Mr. SHAFTER. No, sir; I am simply a shareholder.

Senator CURTIS. That has all been left to the bank officials?

Mr. SHAFTER. Yes, sir.

Senator CURTIS. How long have you known Mr. Bentley?

Mr. SHAFTER. I have known him between three and four years; I have known him since he first arrived here.

Senator CURTIS. Have you known him quite intimately?

Mr. SHAFTER. I have seen him nearly every time he has been here, yes, sir; I have known him as intimately as I could know a man without leaving my business to run around.

Senator CURTIS. Do you feel, from your personal knowledge of him and your business transactions with him, that you would be competent to state as to his general reputation for honesty and integrity generally?

Mr. SHAFTER. I think so; yes, sir.

Senator CURTIS. Please state what it is in this neighborhood, so far as you are able to know?

Mr. SHAFTER. Well, to me, Mr. Bentley has been as strictly honest as any citizen in town in all of his transactions that I have witnessed, or that he has had with me, or that he has had in connection with the Indians, that have come to my knowledge.

The CHAIRMAN. What is his reputation in town here?

Mr. SHAFTER. His reputation is good, if any; he has not any other reputation—the same reputation that any other citizen would have on the street.

Senator CURTIS. You have had considerable business with him, have you not?

Mr. SHAFTER. Yes, sir.

Senator CURTIS. In the interest of the Indians?

Mr. SHAFTER. In the interest of the Indians; yes, sir.

Senator CURTIS. Wholly in their interest, I suppose?

Mr. SHAFTER. Yes, sir; entirely so.

Senator CURTIS. Do you know anything about the country over there where he took the Indians?

Mr. SHAFTER. I have never been there; no, sir; I only know about it from hearsay—it is general hearsay knowledge.

Senator CURTIS. So far as you have observed, the Indians seem to have confidence in him?

Mr. SHAFTER. Entire confidence; yes, sir; as they have said to me, "If Mr. Bentley will look after us we will stay with Mr. Bentley." They have said that a number of times; that was their language to me. Mr. Bentley asked me about one of the large tracts of land over there that I know a good deal about—the Pedro Blanco Cattle Company's land. My knowledge of that land was from association with the president of the company, and in handling his merchandise and property over onto the grounds—windmills, drilling outfits, etc.; that seemed to be one of the best pieces of property that Mr. Bentley wanted to purchase if he could, and I think he was in a fair way to do so when he was interrupted.

Senator CURTIS. You know something about the character of the country, do you?

Mr. SHAFTER. Oh, yes, sir.

Senator CURTIS. What do you think of it as the proper place for Indians?

Mr. SHAFTER. It is fine—as fine as you could find on earth; it is a beautiful piece of land—a beautiful country.

Senator CURTIS. Is there plenty of game there?

Mr. SHAFTER. Plenty of game and lots of stock.

CHAIRMAN. It is a good cattle country, is it?

Mr. SHAFTER. It is a fine cattle country; it is a high and a nice altitude, and a delightful climate the year round.

The CHAIRMAN. You state that you think he would have secured that property if he had not been interrupted?

Mr. SHAFTER. Yes, sir; I think so. His intention was to do so.

CHAIRMAN. What do you mean by his being interrupted?

Mr. SHAFTER. He was interrupted, I think, by those people that came down to deal with the Indians outside of himself. Those are the impressions I have received.

Mr. CRESSON. If the committee will permit, I would like to ask Mr. Shafter a few questions.

CHAIRMAN. Certainly.

Mr. CRESSON. I believe you are a director in the Border National Bank?

Mr. SHAFTER. No, sir; I am a shareholder only.

Mr. CRESSON. Did you at any time ever act as witness to any of the Indians' signatures for that interest money, or for that lease money?

Mr. SHAFTER. No, sir; I do not think so—never; no, sir.

Mr. CRESSON. You never introduced any of the Indians at the bank?

Mr. SHAFTER. No, sir.

Mr. CRESSON. You never signed any of those checks, you say?

Mr. SHAFTER. No, sir; I do not remember of signing them.

Mr. CRESSON. Are you sure you never signed any witness checks?

Mr. SHAFTER. Yes, sir; I am sure I never signed one. If I did, I have simply forgotten about it.

Mr. CRESSON. You do not know the Indians personally well enough to have introduced them personally to Mr. Bonnet, do you?

Mr. SHAFTER. No, sir; I do not think I ever introduced any of them to Mr. Bonnet. I have seen them at the bank a great many times drawing checks and depositing money and getting money, but they were doing it as anyone else would do it, without any intervention of mine.

Mr. CRESSON. Who was paying those checks that you saw them presenting there; was it Mr. Bonnet, or his cashier?

Mr. SHAFTER. It might have been one of the three—Mr. Bonnet, Mr. Simpson, or the cashier.

Mr. CRESSON. Mr. Bonnet is president of the bank, is he not?

Mr. SHAFTER. Yes, sir.

Mr. CRESSON. Did he ever see you in behalf of these Indians, or represent them in any way?

Mr. SHAFTER. No, sir.

Mr. CRESSON. You do not know of any interest he had in the matter?

Mr. SHAFTER. No, sir.

Mr. CRESSON. You did not know whether he was acting as their agent in cashing those checks?

Mr. SHAFTER. No, sir; I do not; the transactions that I saw were evidently with respect to their own personal money that they had deposited; they were depositing it and drawing it out.

Mr. CRESSON. Did you ever see Mr. Bonnet talking with those Indians?

Mr. SHAFTER. Not much; no, sir.

Mr. CRESSON. Do you know whether or not he knows any of them personally?

Mr. SHAFTER. I suppose from his position as president of the bank that he must know them and know their signatures. They left their signatures as you or I would leave ours.

Mr. CRESSON. They mostly signed by mark, did they not?

Mr. SHAFTER. I do not know about that.

Mr. CRESSON. You are under the impression that Mr. Bonnet knew them personally?

Mr. SHAFTER. Yes, sir; they would be around the bank a good deal and he would naturally know them.

Mr. CRESSON. They are these identical Kickapoos that are now in Mexico?

Mr. SHAFTER. Some are the Kickapoo Indians in Mexico and some from the United States.

Mr. CRESSON. They are those Kicking Kickapoos, are they not?

Mr. SHAFTER. I do not know that I can distinguish them.

Mr. CRESSON. Would you recognize any of the Indians that you have seen around Mr. Bonnet's bank—do you know any of them personally?

Mr. SHAFTER. Yes, sir; I know their faces, but not their names.

Mr. CRESSON. You do not know the names of any of them that you have seen in Mr. Bonnet's bank and talked to?

Mr. SHAFTER. No, sir; I simply know them by sight.

Mr. CRESSON. Do you know whether or not Mr. Bonnet ever took any notarial acknowledgments for any of those Indians?

Mr. SHAFTER. I do not; no, sir.

Mr. CRESSON. Have you and he ever discussed those Indians?

Mr. SHAFTER. Never.

The CHAIRMAN. Mr. Embry, do you desire to ask any questions?

Mr. EMBRY. Yes, sir; one or two. You have stated that Mr. Bentley was in a fair way to purchase a ranch when he was interrupted by these other parties. What knowledge had you of his negotiations for the ranch, if any?

Mr. SHAFTER. I had no direct knowledge, but I might have heard him tell of it; he might have said that he was looking at the property and liked it and had been all over it. I have heard him say that—that he had been all over the property.

Mr. EMBRY. You had no knowledge of what he was doing with a view to securing a ranch except what he told you, had you?

Mr. SHAFTER. Yes, sir.

Mr. EMBRY. Do you now remember what he told you about it?

Mr. SHAFTER. No, sir; no further than that he liked the property and had been over or across it, and had seen it and liked it and would secure it if he could. I heard him say, I think, that he had money enough at his disposal, or could have secured it, to purchase the property.

Mr. EMBRY. How large a tract of land was this—what was the name of the ranch?

Mr. SHAFTER. It is the Pedro Blanco Cattle Company's land.

Mr. EMBRY. How large a ranch was it?

Mr. SHAFTER. It is very large—several hundred thousand acres.

Mr. EMBRY. Where does it lie?

Mr. SHAFTER. It lies right a little north and west from here.

Mr. EMBRY. How far is it from Eagle Pass?

Mr. SHAFTER. It is 150 or 175 miles from here.

Mr. EMBRY. Is there any agricultural or farming land on it?

Mr. SHAFTER. Yes, sir; they have raised fine gardens and fine crops out there.

Mr. EMBRY. How much?

Mr. SHAFTER. I do not know. I have simply heard people say that is has fine gardens and fine crops.

Mr. EMBRY. Have you ever been on the tract of land yourself?

Mr. SHAFTER. No, sir; never.

Mr. EMBRY. You have no knowledge of it, have you?

Mr. SHAFTER. No, sir; none except from hearsay.

Mr. EMBRY. As a matter of fact you do not know whether it was a fit place for Indians or not?

Mr. SHAFTER. Not from my own knowledge; no, sir.

CHAIRMAN. Did I understand you to say that you knew the president of that ranch?

Mr. SHAFTER. Yes, sir; Mr. John J. Blocker.

CHAIRMAN. You have discussed the matter with him as to the character of the country?

Mr. SHAFTER. Yes, sir.

The CHAIRMAN. So you know something beside what you heard from Mr. Bentley?

Mr. SHAFTER. Yes, sir.

CHAIRMAN. Where is Mr. Blocker now?

Mr. SHAFTER. The last I knew of him he was in San Antonio.

The CHAIRMAN. Is he still interested there?

Mr. SHAFTER. Oh yes, sir; he still owns the property. It is a large, fine property.

The CHAIRMAN. Has land down there increased in value at all recently?

Mr. SHAFTER. I do not think it has; no, sir. Really, I do not know anything about its value.

The CHAIRMAN. Land is not very high down there, is it?

Mr. SHAFTER. Not those large tracts; no, sir. They are valuable on account of their size and water conveniences and grazing.

Mr. CRESSON. This is the place of Mr. John R. Blocker, of San Antonio, that they were thinking of getting?

Mr. SHAFTER. Yes, sir; Mr. Blocker is the president of the company.

Mr. CRESSON. It is his whole Mexican ranch there, is it?

Mr. SHAFTER. Yes, sir.

The CHAIRMAN. If there are no more questions to be asked Mr. Shafter he will be excused.

The witness was thereupon excused:

MANUEL MENCHACA, having been first duly sworn by the chairman, testified as follows:

Senator CURTIS. How long have you lived in Eagle Pass?

Mr. MENCHACA. I never did live there.

Senator CURTIS. Where is your home?

Mr. MENCHACA. My home is at Musquiz.

Senator CURTIS. Were you in Eagle Pass last year at any time from May until November?



Mr. MENCHACA. Yes, sir; I was in Eagle Pass sometime last year.

Senator CURTIS. Do you know the Mexican Kickapoo Indians who moved from Oklahoma down into Mexico?

Mr. MENCHACA. Yes, sir; I know the whole of them—not all of their names.

Senator CURTIS. You know all those Indians?

Mr. MENCHACA. Yes, sir.

Senator CURTIS. What has been your occupation?

Mr. MENCHACA. My occupation has been working for Mr. Bentley.

Senator CURTIS. Did you work among those Indians?

Mr. MENCHACA. I was farming.

Senator CURTIS. You were the farmer?

Mr. MENCHACA. Yes, sir.

Senator CURTIS. How many years were you the farmer?

Mr. MENCHACA. A little over a year, not much longer.

Senator CURTIS. What kind of a place did they have down there—what kind of a ranch?

Mr. MENCHACA. The place that I know was six days water; I had the claim that Mr. Bentley bought; I had it returned to me and I put the Indians there to work.

Senator CURTIS. How much tillable land was there on the ranch; how much could be farmed?

Mr. MENCHACA. Do you mean cultivated land?

Senator CURTIS. Yes.

Mr. MENCHACA. I can not tell; it looked to me to be about 200 acres.

Senator CURTIS. How much did you cultivate as a farmer, for the Kickapoos the year you were there?

Mr. MENCHACA. Pretty nearly all of it the year I was there.

Senator CURTIS. Pretty near all of the 200 acres?

Mr. MENCHACA. Yes, sir.

Senator CURTIS. What kind of crops did you raise for the Indians?

Mr. MENCHACA. We made about a middle crop.

Senator CURTIS. I mean what kind of a crop.

Mr. MENCHACA. Corn.

Senator CURTIS. Did you raise any wheat?

Mr. MENCHACA. There was wheat planted on the land when Mr. Bentley bought it and he was to get half of the crop. That was the crop I attended to. I attended to the thrashing of the wheat.

Senator CURTIS. Were you working as a farmer for the Kickapoos in July and August of last year?

Mr. MENCHACA. Yes, sir.

Senator CURTIS. Where were you in May, June, and July a year ago?

Mr. MENCHACA. I was on the farm, I think—the Kickapoo farm.

Senator CURTIS. Do you know L. C. Grimes, of Oklahoma?

Mr. MENCHACA. Yes, sir.

Senator CURTIS. Do you know the parties that came up here with him to buy the land from the Indians?

Mr. MENCHACA. There was some other party that came up with them. I do not know their names.

Senator CURTIS. You do not know who they were?

Mr. MENCHACA. No, sir.

Senator CURTIS. Would you recall the names if they were mentioned to you? Do you know Al Brown.

Mr. MENCHACA. I heard one of them called Brown.

Senator CURTIS. And Doctor Conine?

Mr. MENCHACA. I know Doctor Conine; yes, sir.

Senator CURTIS. Was he there some of the time?

Mr. MENCHACA. Sometimes, and sometimes I do not remember what times he was there.

Senator CURTIS. Do you remember Mr. Chapman?

Mr. MENCHACA. No, sir.

Senator CURTIS. And Joe Clark?

Mr. MENCHACA. Joseph Clark; yes, sir.

Senator CURTIS. Do you remember him?

Mr. MENCHACA. Yes, sir.

Senator CURTIS. Was he there? .

Mr. MENCHACA. Yes, sir.

Senator CURTIS. I want to ask you if you know Tom Smith?

Mr. MENCHACA. Yes, sir; Tom Smith was a Kickapoo Indian; I know an Indian by the name of Tom Smith, but I do not know what his name is in Kickapoo.

Senator CURTIS. He is a Kickapoo Indian.

Mr. MENCHACA. Yes, sir.

Senator CURTIS. Did you ever have any talk with L. C. Grimes with reference to having bought his land in Oklahoma?

Mr. MENCHACA. I believe I did once.

Senator CURTIS. Where?

Mr. MENCHACA. At Muzquiz.

Senator CURTIS. State what was said.

Mr. MENCHACA. It came about in this way, that Tom Smith came in town to see about the Indian that had got in jail and he looked for me to help them to get an Indian out. He got into trouble in some way and Tom Smith wanted me to help get him out and I did help him to get him out, and Mr. Grimes came there and took a seat on the same place where we sat, and Tom Smith began to talk with him.

Senator CURTIS. What did he say to him?

Mr. MENCHACA. He said he had stole his sign, and Mr. Grimes told me about what he said about buying land in San Francisco for him—buying land for Tom Smith; that he had bought some land, a San Francisco farm, and he never did allow them to have it, and he said now you stole my sign to get money.

Senator CURTIS. To get what?

Mr. MENCHACA. To get the money to pay for the land. Tom Smith said he never told him to buy any land, and never signed any check to draw any money.

Senator CURTIS. What did he say about signing his name or his mark to the deed to his land in Oklahoma; was there anything said about that?

Mr. MENCHACA. No, sir; he did not say anything about his land in Oklahoma, only he said he did not allow anybody to buy land in his name there, and he said he knew that they had stole his sign to draw money to pay that money; they must have done it.

Senator CURTIS. Did you hear him say anything about signing a deed to Grimes or anyone else?

Mr. MENCHACA. No, sir; he did not say anything about that, only Mr. Grimes answered him and told him that he did not know anything about that because Mr. Conine was the one that bought that land; he did not know how to buy it and did not know how to draw the money.

Senator CURTIS. He did not say anything about his own land in Oklahoma?

Mr. MENCHACA. No, sir.

Senator CURTIS. Were you with the Indians up there on the reservation or at their camp when Mr. Grimes and his party came out there?

Mr. MENCHACA. The first time that I went there I saw Mr. Grimes, some of the Indians sent a Mexican over to me at the farm to let me know that there was some white man at the camp that they did not know and did not have any use for and they wanted me to come up there.

Senator CURTIS. Did you go up there?

Mr. MENCHACA. Yes, sir.

Senator CURTIS. State what happened while you were there.

Mr. MENCHACA. I went and talked with a young man—I do not know his name; I think I heard his name; they called him after that Moore, I believe, and I asked them what they were doing, what they wanted; and they said Mr. Grimes was there and he could tell me something about it. I told them to take me over to Mr. Grimes, and we went to Mr. Grimes and asked him what he was after, and he said nothing. I told him—I said, "What brought you in this country on this camp?" He said: "I have got some friends that I want to see and to get some of these boys to go out and hunt deer with me." There were a lot of those young boys. I told him I did not believe I would allow them, because those boys have not got any land in this country, and they are liable to get in trouble if you do not own land in this country. I said: "If they have got nothing to do, I will make them work." I talked with the Kickapoos and told them they must not go with this man anywhere, because, I said, "You boys are liable to get in somebody's pasture and will be in jail, and I do not know whether I can get you out or not."

Then some of the Indians told him they did not have any use for him, and did not want him there. I told him what the Indians said and that he had better get off. Well, they said they did not hurt anybody there and they did not suppose they could be pushed to get out. The Indians pushed me to get them away; they said they did not want them in there, and I went to the judge on our farm and told him about these persons, and he said that if the Indians did not want anybody there to make them get out; they have no business there, and that the hotel was the place for them to stop. He said: "What are they doing there?" I told him that I did not know, but that they might have a right to stay there. I asked him if he had any right to go there, if they were sent by the Government, or employed by the Government, and they said no, nothing of the kind. Then the judge told me to go there and tell them to get out, and if they did not get out he would send a report to Muzquiz and a policeman would come and get them out; that the Indians had no use for them. I went back and told them what the judge said and they said: "Well, we will get our horses if you will give us time to look for a wagon to get us back." I told them that they would have plenty of time

to get a wagon and go back. They went back and I did not see them any more. Mr. Bentley got there a few days afterwards and I told him there were some white men there that the Indians did not want; that while he was there he could attend to that business.

Senator CURTIS. Did you see them back there again?

Mr. MENCHACA. Yes, sir; I saw them at Muzquiz several times.

Senator CURTIS. Did you have any talk with them?

Mr. MENCHACA. Yes, sir; I talked most every time I looked at them.

Senator CURTIS. What did they say they were there for?

Mr. MENCHACA. The last time they were there they said they were trying to buy land.

Senator CURTIS. Was that this same man, Grimes, that told you at first that he wanted to hunt?

Mr. MENCHACA. Yes, sir.

Senator CURTIS. And who told you he wanted to buy land there?

Mr. MENCHACA. Yes, sir.

Senator CURTIS. Do you know of his buying any land from any of the Indians?

Mr. MENCHACA. Not that I know of; no, sir.

Senator CURTIS. Were you up at the house of the presidente, Guajardo, at any time when the Indians were there?

Mr. MENCHACA. No, sir; I was not there.

Senator CURTIS. Did you hear these men, or either of them, talk with the Indians about making deeds to them for their lands?

Mr. MENCHACA. No, sir; I do not remember that.

Senator CURTIS. Do you know anything about any of the Indians having been arrested by any policeman and taken up town from the camp?

Mr. MENCHACA. I heard there were some arrested, but I do not know the reason.

Senator CURTIS. You need not tell what you heard; only what you know.

Mr. MENCHACA. I heard there were some arrested, but I do not know what Indians they were.

Senator CURTIS. Do you know of any of the Indians being arrested up town?

Mr. MENCHACA. Yes, sir; I saw several of them arrested, and I got a whole lot of them out of jail, for drinking.

Senator CURTIS. Do you know of any of them having been arrested while these men, Grimes and his party, were there?

Mr. MENCHACA. No, sir; I can not tell you about that. Of course I heard some talking, but I did not pay any attention to it.

Senator CURTIS. Did you meet Outcalt while he was out there?

Mr. MENCHACA. No, sir; I do not remember him.

Senator CURTIS. Did you meet Mr. Thackery, the United States Indian agent, while he was out there?

Mr. MENCHACA. No, sir; I do not know him.

Senator CURTIS. Are you sure now that Tom Smith, when he was talking to Mr. Grimes, did not refer to his own land in Oklahoma?

Mr. MENCHACA. No, sir; he just claimed that he did not give him any right to buy land.

Senator CURTIS. Did you hear Tom Smith say anything about having sold his land in Oklahoma to Grimes?

Mr. MENCHACA. No, sir.

Senator CURTIS. Did you talk with any of the Indians about having sold any of their land in Oklahoma to any of the Grimes people?

Mr. MENCHACA. I did talk to several Indians about the land that had been sold in Oklahoma.

Senator CURTIS. Did any of them say that they had sold their land to Grimes or anyone with him?

Mr. MENCHACA. No, sir; I do not remember that they did—if they did I do not remember who it was because they were some things that I did not have any business with at all and did not pay much attention to.

Senator CURTIS. You are not with the Indians now, are you?

Mr. MENCHACA. No, sir.

Senator CURTIS. How many months did you work for them?

Mr. MENCHACA. I worked since last February a year ago up until March of this year.

Senator CURTIS. You worked a year then?

Mr. MENCHACA. A little over a year.

Senator CURTIS. How much were you paid for that by Mr. Bentley?

Mr. MENCHACA. I was paid \$1 a day.

Senator CURTIS. And your board?

Mr. MENCHACA. No, sir; I boarded myself.

Senator CURTIS. You may state generally how the Indians were satisfied there in Mexico—those that came here from Oklahoma that were on the farm or ranch that you had charge of.

Mr. MENCHACA. It seems that they were well satisfied at the start, and afterwards there began to be so many white men among them that they were not satisfied.

Senator CURTIS. When did you first notice the dissatisfaction—after Grimes and his people came or before that?

Mr. MENCHACA. It was after that.

Senator CURTIS. You say that they came and tried to buy their land, and by continually annoying them they seemed to become dissatisfied?

Mr. MENCHACA. Yes, sir.

Senator CURTIS. Did you ever hear any of the Indians say why they wanted to leave Oklahoma and go to Mexico—what their object was?

Mr. MENCHACA. No, sir; I never heard them say anything about that.

Senator CURTIS. You never heard them say that they wanted to go back to their old mode of living, having their property together, and living in tribal relationship?

Mr. MENCHACA. No, sir; I did not hear them talk so very much because I was off from them about three miles. I was not right at the camp only when I had to go and bring them back out to work.

Senator CURTIS. How were the Indians cared for at the camp or ranch there; were their wants all looked after and did they have all they wanted to eat?

Mr. MENCHACA. Yes, sir; I believe they had all they wanted to eat.

Senator CURTIS. Did you ever hear any complaint from them at all up to the time these people came there?

Mr. MENCHACA. No, sir.

Senator CURTIS. Did any of these people—Grimes, or any of the parties with him, or Doctor Conine—ever ask you to help them to get deeds from any of these Indians?

Mr. MENCHACA. No, sir.

Senator CURTIS. Did they talk with you about getting deeds from the Indians, except those you met on the street?

Mr. MENCHACA. No, sir. The only thing Doctor Conine asked me was on one occasion when he wanted me to help him buy land from Kickapoos—the San Francisco farm.

Senator CURTIS. He did not ask you to help him get the land from the Indians?

Mr. MENCHACA. No, sir. Not to get the land from the Indians, but only to buy land for them; and I did not even like to help him in that matter.

Senator CURTIS. Why?

Mr. MENCHACA. I did not know whether they were right or wrong, and I did not understand about the Indian business, and I would rather keep away from it and attend to my own business. I was a farmer and I wanted to attend to the farming business.

Senator CURTIS. You testified about wheat that was raised on the San Francisco ranch. Can you tell the committee what was done with the wheat—what became of it?

Mr. MENCHACA. Yes, sir. I sent the wheat, after it was thrashed, to Muzquiz, because I had no place to keep it, and Mr. Bentley got a room from Mr. Roman Galan to save it and keep it there for the Indians, and I sent it out in some teams to him.

Senator CURTIS. Do you know who got the wheat there from Roman's house?

Mr. MENCHACA. I told him whenever he wanted wheat to come over and get an order from me; I wanted to find out if there was any left. A few Indians came over there and got a few orders from me, but not much of it; they would come over and get wheat whenever they wanted it without any order.

The CHAIRMAN. What became of that wheat? Did the Indians get the benefit of it?

Mr. MENCHACA. The last time I talked with Mr. Galan I wanted some wheat to put in some crop, and he told me the Indians had got it all.

The CHAIRMAN. Did they have it ground up?

Mr. MENCHACA. Some of them did. I do not know whether all did or not. A few Indians had told me that they had ground it up and got some flour from it.

Senator CURTIS. I would like to have you state where you were, if you recall, on the first day of January, 1907.

Mr. MENCHACA. I was not here.

Senator CURTIS. You were not at Muzquiz?

Mr. MENCHACA. No, sir.

Senator CURTIS. You were out of Mexico, were you?

Mr. MENCHACA. I was in Mexico, but I was not in Muzquiz.

Senator CURTIS. Have you any knowledge of checks having been issued by the Kickapoo Indians at the San Francisco ranch—any personal knowledge of it?

Mr. MENCHACA. I can not understand that.

Senator CURTIS. I will withdraw that question and ask it in another way. Do you know anything about the Indians making any checks to anybody—signing any checks to draw money out of the First National Bank? Did you ever witness any such checks?

Mr. MENCHACA. I was here last year, some time in November, that I remember; I was with some Indians.

Senator CURTIS. Who drew some money?

Mr. MENCHACA. Yes, sir; some of them.

Senator CURTIS. Do you remember the names of the Indians.

Mr. MENCHACA. No, sir. I can not remember the names of all of them. I can not remember who drew any money and who did not, because some of them that were here had money and some of them did not, and I can not remember who had and who had not.

Senator CURTIS. You said that this conversation between Tom Smith and I. C. Grimes occurred in Muzquiz?

Mr. MENCHACA. Yes, sir.

Senator CURTIS. About when was that, what month last year?

Mr. MENCHACA. It was not last year.

Senator CURTIS. When was it?

Mr. MENCHACA. That was this year. Oh, I can not remember exactly. It was some time in the spring before the Indians went up to Chihuahua.

Senator CURTIS. It was in the spring, was it?

Mr. MENCHACA. Yes, sir.

Senator CURTIS. That is all I care to ask. Do you gentlemen desire to ask any questions?

Mr. EMBRY. I would like to ask a few questions. Mr. Menchaca, with reference to this tract of land, I see that you refer to it as six days' water. What pasture lands, if any, accompanied the tract known as farming land—you refer to it as six days' water; now that carried how much farming land?

Mr. MENCHACA. It looks to me like about 200 acres. It has never been measured or surveyed.

Mr. EMBRY. Is there any pasture land or grass land?

Mr. MENCHACA. Well, I can not tell you now about that because it is all together; it is all together in one claim of five owners. That used to be all that farm with five owners. The way I understood they never divided it, and that claim—the land that Mr. Bentley bought—is in there; so I cannot tell you how much of it is grass land.

Mr. EMBRY. That is known as the San Francisco ranch is it?

Mr. MENCHACA. Yes, sir.

Mr. EMBRY. Is that ranch being divided?

Mr. MENCHACA. No, sir; it never was.

Mr. EMBRY. Has any of the grass land been fenced up since Mr. Bentley bought this tract?

Mr. MENCHACA. Yes, sir.

Mr. EMBRY. How much is now left of the San Francisco ranch that Mr. Bentley bought?

Mr. MENCHACA. How much is left out of fence?

Mr. EMBRY. Yes.

Mr. MENCHACA. It is pretty nearly all in fence except a piece of land that is cut off from somebody else's land between them, and

there is a piece of land on the other side, but I can not tell you how much because I have never been there.

Mr. EMBRY. Now this six days' water—it was to have so much water for irrigation purposes—is that what you mean—water run on the land?

Mr. MENCHACA. Yes, sir.

Mr. EMBRY. And of course he had a certain tract of land on which he could run this water?

Mr. MENCHACA. Yes, sir.

Mr. EMBRY. How much of that tract is left on which he could run this water that is not fenced up by other parties?

Mr. MENCHACA. It is all fenced up except a little piece where the Indians were camped.

Mr. EMBRY. Are the Indians camped there yet?

Mr. MENCHACA. No, sir.

Mr. EMBRY. About when did they leave?

Mr. MENCHACA. Oh, I can not remember; well, when some of the Indians left and went up to Chihuahua there were some Indians left.

Mr. EMBRY. How much land did they have left at their camp when they left to go to Chihuahua?

Mr. MENCHACA. I can not tell exactly because there is some land in there that belongs to somebody else, and I do not know exactly the lease interest; there was a little piece in there which I suppose would be 50, 75, or 100 acres—it would not be any more than that.

Mr. EMBRY. It would not be any more than that?

Mr. MENCHACA. No, sir.

Mr. EMBRY. When you began work as a farmer down there, the Indians understood that the land belonged to them, did they not—the Kickapoos thought the land belonged to them when you first went to work down there?

Mr. MENCHACA. Yes, sir.

Mr. EMBRY. What did they say about the land belonging to them?

Mr. MENCHACA. They said Mr. Bentley had bought land for them.

Mr. EMBRY. Did you and they have any talk with Mr. Bentley about it, or did you tell them anything about it?

Mr. MENCHACA. About the land?

Mr. EMBRY. Yes.

Mr. MENCHACA. Well, they would come sometimes and talk something about it—that was by paying the tax for the land, the Indians found out what tax I had to pay, and they said it was too much; they told me they wanted me to help them in making a petition to the Government to take the tax off, or else to go to law with them, that that was too much tax on the land. I did not pay much attention to them, but they kept bothering me and asked me if I had done it until I told them I could not do it because the land was in Mr. Bentley's name.

Mr. EMBRY. And before that time the Indians had thought the land belonged to them?

Mr. MENCHACA. Before that time; yes, sir.

Mr. EMBRY. When they got to talking to you about the tax and you learned it was in Mr. Bentley's name, what did you say to the Indians?



Mr. MENCHACA. I told them that if Mr. Bentley had put the land in their name he could do the work for them, but as long as it was in Mr. Bentley's name I did not believe I could do anything for them.

Mr. EMBRY. What did the Indians say?

Mr. MENCHACA. They said they had all the papers ready.

Mr. EMBRY. Did you go with the Indians anywhere to see about putting the land in their name?

Mr. MENCHACA. I was up here at Eagle Pass with some of the Indians sometime in October or November—maybe October; I do not remember exactly, but I came along with them, and the Indians got to talking to Mr. Bentley at the Border National Bank outside about those titles—that they wanted the papers in their name, and they said I had told them that they were not the owners of the land, but that the land was in Mr. Bentley's name; and I told Mr. Bentley I did tell them so because they told me they wanted me to save them that much taxes in Mexico, and I could not do anything because they had no land; and Mr. Bentley answered them and said, "That is your land; it has my name on it, but that is your land; that was your money, and that is your land, too. I got the land in my name trying to save you trouble. Maybe you fellows will trade with somebody and they will take the land away from you." Okemah said he wanted it in his name, and Mr. Bentley said, "I will give it to you at any time."

Mr. EMBRY. Then what further was said?

Mr. MENCHACA. That was all; I do not know anything about what they did afterwards.

Mr. EMBRY. Now, with regard to the wheat, how much wheat did you make that year or gather—you told about a crop of wheat that you gathered from this land.

Mr. MENCHACA. Yes, sir; well, we did not measure the wheat; it was just by sacks—just be filled up sacks to pay the tolls.

Mr. EMBRY. How large were the sacks?

Mr. MENCHACA. They were something like 4-bushel sacks.

Mr. EMBRY. How many sacks were there?

Mr. MENCHACA. They were mixed up; some were small ones; some way over—50 sacks.

Mr. EMBRY. How much of the land was in wheat that year?

Mr. MENCHACA. There were a good many small pieces.

Mr. EMBRY. Was half of this farm land in wheat that year?

Mr. MENCHACA. No, sir.

Mr. EMBRY. Would you say one-third of it?

Mr. MENCHACA. It may have been about one-fourth.

Mr. EMBRY. You found that in wheat when Mr. Bentley bought the land, did you?

Mr. MENCHACA. There was wheat on the land; yes, sir.

Mr. EMBRY. And you planted the remainder to corn?

Mr. MENCHACA. Yes, sir.

Mr. EMBRY. How much corn did you make on the remainder that year?

Mr. MENCHACA. I can not tell you how much corn they made because the Indians used to cart it most all green, or part of it, and some of them dried it and cooked it for winter and they had some left in the fall. I can not tell how much it was because as soon as they

got roasting ears they began to cart it, and I could not tell how much they got.

Mr. EMBRY. This farm land on the ranch, how many pieces was it in—how many tracts?

Mr. MENCHACA. How many pieces?

Mr. EMBRY. Yes.

Mr. MENCHACA. It is four pieces—that is four pieces joined together, cut off in several places by a ditch.

Mr. EMBRY. What kind of a ditch is that?

Mr. MENCHACA. It is a small ditch that runs water into the land.

Mr. EMBRY. Now is this tract of land down a little valley, or is it nearly square in one large body, except being cut off as you have stated?

Mr. MENCHACA. The biggest part of the land that Mr. Bentley bought is in the best bottom land on the farm; it is some little bottom land and some high places, but the most of it is on the bottom land.

Mr. EMBRY. Now that bottom land, or high places, do you irrigate that?

Mr. MENCHACA. Those high places are kind of hollows. It is all good land.

Mr. EMBRY. Do you get water on those high places?

Mr. MENCHACA. Yes, sir; good water in all of them.

Mr. EMBRY. Were there any buildings on this place?

Mr. MENCHACA. No, sir.

Mr. EMBRY. Were there any fences?

Mr. MENCHACA. It is fenced all around the farm—what belongs to all the owners; they have it all fenced around. It is just one fence.

Mr. EMBRY. The Indians had no place to live on this land; they lived in camp or elsewhere, did they?

Mr. MENCHACA. Some of them lived out in the fields when they were farming or working.

Mr. EMBRY. They just camped out there?

Mr. MENCHACA. Yes, sir; and when they got through work they went back to the camp.

Mr. EMBRY. How far back was their camp?

Mr. MENCHACA. It was  $2\frac{1}{2}$  or 3 miles, something like that.

Mr. EMBRY. Why did they not come closer to this farm?

Mr. MENCHACA. I do not know; they were coming up there occasionally and they stayed there.

Mr. EMBRY. Is there a creek or river that runs through this farm—a stream of water?

Mr. MENCHACA. To the farm?

Mr. EMBRY. Yes.

Mr. MENCHACA. There is running water all through there all the year round.

Mr. EMBRY. Where does this water come from?

Mr. MENCHACA. From the Sabinas River.

Mr. EMBRY. How far away is the Sabinas River?

Mr. MENCHACA. It came out of the river right where the Indian camp was.

Mr. EMBRY. And it comes in an irrigation ditch?

Mr. MENCHACA. Yes, sir; in a ditch.

Mr. EMBRY. There is no river on this piece of land, except the ditch, is there?

Mr. MENCHACA. Except the ditch; the river goes right around the farm.

Mr. EMBRY. Is there any timber on this farming land?

Mr. MENCHACA. Well, there is not much; it is all being cut up, except the ditch.

Mr. EMBRY. Do the sides of the hills come up to this farming land on each side—is it a flat plane, or are there hillsides?

Mr. MENCHACA. No, sir; there are pretty small hollows in some places, but it is a kind of bottom land.

Mr. EMBRY. It is a kind of depression on the plains?

Mr. MENCHACA. Yes, sir; there are no hills between it.

Mr. EMBRY. Then the surrounding country is higher than this farming land?

Mr. MENCHACA. The rest of the country out of the farm, do you mean?

Mr. EMBRY. Yes; out of the farm.

Mr. MENCHACA. It is a pretty good piece away from there—there are no mountains or hills.

Mr. EMBRY. What grows on that other land after you get outside of the farming land—what grows up on that high land?

Mr. MENCHACA. I do not understand you.

Mr. EMBRY. You know that there are about 200 acres on the farm?

Mr. MENCHACA. Yes, sir.

Mr. EMBRY. That is cultivated land—land that you can cultivate, is it not?

Mr. MENCHACA. Yes, sir.

Mr. EMBRY. Now, adjoining that on the other land—

Mr. MENCHACA. The adjoining land is farming land, too.

Mr. EMBRY. What grows on it?

Mr. MENCHACA. It is about the same land that Mr. Bentley bought.

Mr. EMBRY. Well, what kind of vegetation grows on it usually when you do not farm it; does any grass grow on it?

Mr. MENCHACA. Well, grass or weeds.

Mr. EMBRY. Does any grass grow on this?

Mr. MENCHACA. Yes, sir.

Mr. EMBRY. How much grass grows on this where you do not put water on it?

Mr. MENCHACA. I can not tell how much grass will grow on that land because somebody has always plowed them off.

Mr. EMBRY. Where it is not planted, and no water turned on it, does it produce grass to amount to anything?

Senator CURTIS. Enough for cattle or horses?

Mr. MENCHACA. No, sir.

Mr. EMBRY. Does it grow cactus?

Mr. MENCHACA. No, sir.

Mr. EMBRY. Does it grow brush or timber or anything of that kind?

Mr. MENCHACA. Inside the farming land?

Mr. EMBRY. No; outside the farming land.

Mr. MENCHACA. No, sir; nothing else only along the ditch.

Mr. EMBRY. Nothing grows there except right along the ditch.

Mr. MENCHACA. No, sir; all the rest grows inside the farm all the

time. They won't let anything grow; everything is on the farm, and they are working all the time.

Mr. EMBRY. I am talking about this land on the outside of the farm land; does anything grow on that?

Mr. MENCHACA. On the outside?

Mr. EMBRY. Yes; outside of the farm land.

Mr. MENCHACA. Not around to that land, because it is all in farm around there—all around to it.

Mr. EMBRY. Does there or not pasture land or outlying land belong to this 200-acre ranch that Mr. Bentley got?

Mr. MENCHACA. Not the farm, because it is all farming land; outside is the pasture; from that on, the San Francisco claim belongs to the farm.

Mr. EMBRY. Do all the farmers use the same pasture?

Mr. MENCHACA. Yes, sir; there are wires to it—it is altogether.

Mr. EMBRY. Let me see if I understand you?

Mr. MENCHACA. I can not tell how much Mr. Bentley got, or the rest of them.

Mr. EMBRY. If I understand, each of the farmers that has a cultivated tract in there—

Mr. MENCHACA. Got a claim in the pasture, too.

Mr. EMBRY. He has a cultivated tract?

Mr. MENCHACA. Yes, sir.

Mr. EMBRY. And that is known by the number of days of water?

Mr. MENCHACA. Yes, sir.

Mr. EMBRY. Then out on the plain or outside of all the farms is a large length of pasture?

Mr. MENCHACA. Let me make you understand that. These farms used to belong to one old man; he died; he had five children and those five children divided it into six days water apiece between the five of them. After that when anyone of them would go to take a piece and put it in farm they would call for it in the respective pieces with the pasture land. Well, it never was divided, and all got a claim, one just like the other.

Mr. EMBRY. Every fellow who has a spot of farming land on that ranch has a common interest in the pasture land?

Mr. MENCHACA. Yes, sir.

The CHAIRMAN. Mr. Bentley bought an undivided interest in this piece of property did he?

Mr. BENTLEY. It was a one-sixth.

The CHAIRMAN. He bought out one of the heirs?

Mr. MENCHACA. Mr. Bentley bought one-fifth of that claim on that farm—he bought one-fifth—six days water; they turned the water and the farming land to me, and that is all I know. As to the pasture I do not know how much it is, but he bought one claim.

The CHAIRMAN. You say that this farm is all fenced. How large is it?

Mr. MENCHACA. I cannot tell.

The CHAIRMAN. How many miles is it from one end of the farm to the other?

Mr. MENCHACA. I can not tell, I have no idea.

Mr. EMBRY. It is several miles, is it not?

Mr. MENCHACA. Oh, yes, sir; it must be several miles, but I have no idea exactly.

Mr. EMBRY. I mean the whole of it—the whole ranch?

Mr. MENCHACA. No, sir; I have no idea of its extent; it is several miles long, but I do not know exactly. There are some parts of the farm that I never have been in myself, and I do not know how wide it is or how long. I did not have much time to look around, as I was pretty busy with the Indians.

The CHAIRMAN. You were doing the farming?

Mr. MENCHACA. Yes, sir.

Mr. BENTLEY. I would like to ask Mr. Menchaca a few questions.

The CHAIRMAN. You may do so.

Mr. BENTLEY. Mr. Menchaca, how many miles long do you think that farm land is from the point of the creek out to where it widens out, where the fence goes out—how many miles do you think that is in length?

Mr. MENCHACA. Do you mean the farm where it is fenced off?

Mr. BENTLEY. Yes.

Mr. MENCHACA. I have only been through there once or twice, and did not pay much attention to it. It is probably about three miles long.

Mr. BENTLEY. How wide do you think it is at the west end?

Mr. MENCHACA. How wide from the San Francisco houses?

Mr. BENTLEY. How wide from the river to the creek?

Mr. MENCHACA. Something like a little over a mile.

The CHAIRMAN. Mr. Bentley, how large do you estimate the entire land to be?

Mr. BENTLEY. Our portion, one-sixth, would be about 5,000 acres of farming and grazing land. The best estimate given to me at the time of inspecting the land for the purpose of buying it, from persons who seemed to have a fair knowledge on the subject, was that the land then in cultivation was very susceptible to the use of that water—that I was buying, would be about 800 acres, and that is my understanding now.

The CHAIRMAN. That there are 800 acres that could be irrigated?

Mr. BENTLEY. Yes, sir; that could be farmed. There are many old farms there that could be thrown out. In Mexico they do not farm continuously; they let the land rest, and there are probably a good many old fields that are not in cultivation at all, that are susceptible of being put in cultivation, that belong to us.

Mr. BENTLEY. Just one other question. I want to ask you if it is not a fact that with all those old fields it is just a matter of turning water in—all the old farm lands—with the ditches through them?

Mr. MENCHACA. I do not understand you.

Mr. BENTLEY. You understand that all the old fields are there?

Mr. MENCHACA. Yes, sir.

Mr. BENTLEY. It has all got water, so that it can all be put on the land.

Mr. MENCHACA. On every piece of land that has been farmed; yes, sir.

Mr. BENTLEY. It is all ready for this purpose?

Mr. MENCHACA. Yes, sir.

Mr. EMBRY. How much of the San Francisco ranch altogether is under cultivation—that is, being farmed—including that which Mr. Bentley bought and what the others owned, too, on this ranch; how

much of it was cultivated the year you worked as Indian farmer there for Mr. Bentley—all the farms together?

Mr. MENCHACA. I do not know, because there were several owners there whose fields I never stepped on as long as they made crop; I can not tell you whether they had planted all or not.

The CHAIRMAN. If there are no other questions the witness may be excused.

The witness was thereupon excused.

FREDERICK M. LEGE, having been first duly sworn by the chairman, testified as follows:

Senator CURTIS. You may state how long you have lived in Maverick County, Tex.

Mr. LEGE. I have been here since 1892.

Senator CURTIS. What, if any, official position do you hold in this county?

Mr. LEGE. I am district and county clerk.

Senator CURTIS. As such officer you may state if you have in your possession the marriage records of the county, showing marriages between parties residing in this county.

Mr. LEGE. I have. They are contained in this book [exhibiting book].

Senator CURTIS. You may state if that record shows the marriage of Nah-ah-che-that to Miss Quo-to-qua.

Mr. LEGE. It does.

Senator CURTIS. You have such record, have you?

Mr. LEGE. Yes, sir.

Senator CURTIS. What is the date of that marriage?

Mr. LEGE. The 17th day of June, 1907. This is the certificate of the justice of the peace, containing the date when the certificate was issued. It was issued on the same day, the 17th of June, 1907.

Senator CURTIS. Who performed the marriage?

Mr. LEGE. Grif Stone, justice of the peace of precinct No. 1, Maverick County, Tex.

Senator CURTIS. Is there anything in your record to show the age of either parties?

Mr. LEGE. There is, on the license stub.

Senator CURTIS. The application?

Mr. LEGE. Yes, sir; I will give you that. The stub shows the following:

*Marriage license No. 1234.*

AFFIDAVIT.

STATE OF TEXAS, County of Maverick, ss:

I, George B. Kishketon, do solemnly swear that Nah-ah-che-that is 21 years of age and that Miss Quah-to-quah is 18 years of age, and that there are no legal objections to their marriage.

G. B. KISHKETON.

Subscribed and sworn to before me this 17th day of June, 1907.

FRED M. LEGE, Clerk, County Court.

Senator CURTIS. Now, have you a record of the marriage of Puck-e-shinno to Thi-the-quah?

Mr. LEGE. I have. This is it.

Senator CURTIS. What date does your record show the marriage to have occurred?

Mr. LEGE. On the 18th day of June, 1907.

Senator CURTIS. By whom was it performed?

Mr. LEGE. Grif Stone, justice of the peace, precinct No. 1, Maverick County, Tex. The record is as follows:

AFFIDAVIT.

STATE OF TEXAS, *County of Maverick, ss:*

I, George B. Kishketon, do solemnly swear that Puck-e-shin-no is 21 years of age, and that Miss Thi-tho-quah is 18 years of age, and there are no legal objections to their marriage.

G. B. KISHKETON.

Subscribed and sworn to before me this — day of —, 19—.

[SEAL.]

Clerk County Court.

Senator CURTIS. You may state if you have the record of the marriage of Ah-nah-no-tha to Pyatho.

Mr. LEGE. I have, yes, sir.

Senator CURTIS. Will you please state to the committee the date of that marriage.

Mr. LEGE. It was the 12th day of November, 1906, and was performed by Grif Stone, justice of the peace, precinct No. 1, Maverick County, Tex. The certificate is No. 1177.

Senator CURTIS. Please give the number of the certificate of the marriage of Nah-ah-che-that.

Mr. LEGE. It is 1234.

Senator CURTIS. And the number of the marriage certificate of Puck-ke-skinno?

Mr. LEGE. That is No. 1235. The record in the case of marriage license No. 1177 is as follows:

Return, November 12, 1906.

AFFIDAVIT.

STATE OF TEXAS, *County of Maverick, ss:*

I, R. C. Conan, do solemnly swear that Ah-nah-no-tha is 21 years of age and that Miss Py-a-tho is 18 years of age, and that there are no legal objections to their marriage.

R. C. CONAN.

Subscribed and sworn to before me this 12th day of November, 1906.

[SEAL.]

FRED. M. LEGE,

Clerk County Court,

By M. T. KING, Deputy.

Senator CURTIS. That is all I care to ask.

The CHAIRMAN. If there are no other questions the witness will be excused.

The witness was thereupon excused.

QUATOQUA and MACK JOHNSON, interpreter, having been both duly sworn in their respective capacities as witness and interpreter, testified as follows:

Senator CURTIS. Where do you live?

QUATOQUA. I do not live here.

Senator CURTIS. Do you live in Mexico?

QUAHTOQUA. Yes, sir.

Senator CURTIS. How long have you lived there?

QUAHTOQUA. Over twenty years.

Senator CURTIS. Were you living there last June?

QUAHTOQUA. Yes, sir.

Senator CURTIS. Do you know Doctor Conine?

QUAHTOQUA. No, sir.

Senator CURTIS. Do you know Mr. Grimes?

QUAHTOQUA. No, sir.

Senator CURTIS. Do you know an Indian boy by the name of Nahah-che-thot?

QUAHTOQUA. Yes, sir.

Senator CURTIS. Did you meet him last year?

QUAHTOQUA. Yes, sir.

Senator CURTIS. Where did you meet him?

QUAHTOQUA. Over at Mexico.

Senator CURTIS. Did you come over here with him?

QUAHTOQUA. Yes, sir.

Senator CURTIS. Did a white man bring you over?

QUAHTOQUA. Yes, sir.

Senator CURTIS. What white man brought you over?

QUAHTOQUA. A white man brought me over; I know his Indian name, We-bos-qua.

Senator CURTIS. That was Alexander, was it?

Mr. BENTLEY. That was Alexander, yes, sir.

Senator CURTIS. Was anyone else with you?

QUAHTOQUA. I do not know the man.

Senator CURTIS. There was another man, was there?

QUAHTOQUA. Yes, sir.

Senator CURTIS. What kind of a looking man was he—how did he look?

QUAHTOQUA. He was a fat man.

Senator CURTIS. Did he have any whiskers or a mustache?

QUAHTOQUA. Yes, sir; one of them had whiskers.

Senator CURTIS. Who was that?

Mr. BENTLEY. That is Alexander.

Senator CURTIS. Was there another white man beside the man who had whiskers?

QUAHTOQUA. I do not know him.

Senator CURTIS. Did you ever hear of a man named Grimes?

QUAHTOQUA. No, sir.

Senator CURTIS. Were you paid any money to come over here?

QUAHTOQUA. No, sir.

Senator CURTIS. Did you come here to the court-house with that man from Eagle Pass?

QUAHTOQUA. Yes, sir, in the night.

Senator CURTIS. Were you married to that boy here that night?

QUAHTOQUA. No, sir.

Senator CURTIS. What did you do at the court-house?

QUAHTOQUA. We stood up and held hands together.

Senator CURTIS. You stood up and held hands together?

QUAHTOQUA. Yes, sir.

Senator CURTIS. Who got you to do that?



QUATOQUA. Woboska.

Senator CURTIS. That is Alexander?

Mr. BENTLEY. Yes, that is Alexander.

Senator CURTIS. Have you ever lived with that man since you stood up and held hands together?

QUOTOQUA. No, sir.

Senator CURTIS. You never lived together at all?

QUOTOQUA. No, sir.

Senator CURTIS. Were you then a married woman; did you have a husband?

QUOTOQUA. Yes, sir.

Senator CURTIS. Did you have one then at that time?

QUOTOQUA. No, sir.

Senator CURTIS. You say you did not have one then?

QUOTOQUA. No, sir.

Senator CURTIS. Have you been married to this Mexican Indian since?

QUOTOQUA. No, sir.

Senator CURTIS. Where is your husband now?

QUOTOQUA. He is out working, here in Eagle Pass.

Senator CURTIS. How long have you been living with him?

QUOTOQUA. Two months.

Senator CURTIS. And you say you never lived with this boy at all?

QUOTOQUA. No, sir.

Senator CURTIS. Did you know that you were being married when you held hands with this boy, Nah-che-thot?

QUOTOQUA. No, sir; I did not.

Senator CURTIS. Did any of these white men ever give you any money?

QUOTOQUA. No.

Senator CURTIS. Not at any time?

QUOTOQUA. No, sir.

Senator CURTIS. Did they ever give you any presents, any shawls, dresses, or shoes?

QUOTOQUA. No, sir; they never gave me anything.

Senator CURTIS. What did he say to her when he asked her to come to the court-house and hold hands with this boy?

QUOTOQUA. George Kishketon and Much-e-nene were with me.

Senator CURTIS. What did this white man, or anyone, say to you that they wanted you to do?

QUOTOQUA. He said let us go over to Eagle Pass and be married with this Nah-ahche-thot, so you will get money any time.

Senator CURTIS. Who said that to you?

QUOTOQUA. Wah-pe-che-qua-quah.

Mr. BENTLEY. That is an old Indian woman named Wah-pe-che-qua-quah.

Senator CURTIS. Then you came over to do that and to get money, did you?

QUOTOQUA. I do not know; I saw the man give money to Nahah-che-thot.

Senator CURTIS. Did you get any of that money?

QUOTOQUA. No, sir.

Senator CURTIS. Do you know how much money he got?

QUOTOQUA. Fifty dollars in Mexican money.

Senator CURTIS. And you say you did not get any of it?

QUOTOQUA. No, sir.

Senator CURTIS. Do you gentlemen desire to ask any questions?

Mr. CRESSON. I will ask one or two questions. How old are you?

QUOTOQUA. Twenty-one years old.

Mr. CRESSON. Are you any relation to Nah-ahche-thot?

QUOTOQUA. I am his aunt.

There being no further questions the witness was excused.

HENRY W. ETTER, having been first duly sworn by the chairman, testified as follows:

Senator CURTIS. Where do you live?

Mr. ETTER. At Eagle Pass, Tex.

Senator CURTIS. How old are you?

Mr. ETTER. Forty-one.

Senator CURTIS. What official position do you hold?

Mr. ETTER. Deputy sheriff of Maverick County.

Senator CURTIS. How long have you occupied that position?

Mr. ETTER. Nearly two years.

Senator CURTIS. Were you in Eagle Pass on the 17th of June, 1907?

Mr. ETTER. Yes, sir.

Senator CURTIS. I wish you would look at that Indian woman who is present in this room and state if you ever saw her before?

Mr. ETTER (after looking at Quatoqua). Yes, sir.

Senator CURTIS. When did you see her?

Mr. ETTER. I have seen her here quite often.

Senator CURTIS. I will ask you to state if you ever saw her at any time when she was here with an Indian boy named Nah-ahche-thot?

Mr. ETTER. I do not know the boy's name; I saw her here with a boy.

Senator CURTIS. Were you here the night she was supposed to have been married to a boy?

Mr. ETTER. Yes, sir.

Senator CURTIS. How old did that boy look to be?

Mr. ETTER. He looked to be about 17.

Senator CURTIS. State who was present at the time of that marriage, if you can.

Mr. ETTER. There was Mr. Grimes—

Senator CURTIS. Which one of the Grimes?

Mr. ETTER. I do not know his first name.

Mr. BENTLEY. It was I. C. Grimes; the lame one, was it?

Mr. ETTER. Yes, sir; and Tony Alexander; I am positive of his being here, and George Kishketon.

Senator CURTIS. Was Conine there?

Mr. ETTER. I do not remember; there was a bunch here. I do not think Conine was here, but he might have been.

Senator CURTIS. Were you present when either of those other Indians were married?

Mr. ETTER. Yes, sir, I saw another tall, slim fellow married here one night.

Senator CURTIS. What time of the night did this first marriage occur?

Mr. ETTER. I should judge it was about 9 o'clock.

Senator CURTIS. Who was the tall, slim fellow, Mr. Bentley?

Mr. BENTLEY. It was Puck-ke-shinno.

Senator CURTIS. I will ask you if you were present when Puck-ke-shinno was married to Thi-the-qua?

Mr. ETTER. Yes, sir.

Senator CURTIS. That was on the 18th day of June, the next day, was it?

Mr. ETTER. It was somewhere around that time; they were close together.

Senator CURTIS. How old a boy did he appear to be?

Mr. ETTER. About 22 or 23.

Senator CURTIS. How old did the girl or woman appear to be?

Mr. ETTER. She must have been a woman of 18 or 19—somewhere around there, as near as I can recollect.

Senator CURTIS. What was the condition of the man at the time?

Mr. ETTER. He was drunk.

Senator CURTIS. How drunk was he?

Mr. ETTER. Well, he was about as drunk as a man could get; we had him in jail for that reason.

Senator CURTIS. You arrested him immediately afterwards?

Mr. ETTER. No, sir, he was brought here before.

Senator CURTIS. Who brought him here?

Mr. ETTER. Some hackman.

Senator CURTIS. Who was present when that marriage occurred?

Mr. ETTER. I was in here; I just happened to walk in here.

Senator CURTIS. Was Mr. Grimes or Dr. Conine here?

Mr. ETTER. The only men I recollect were Alexander and two Indians; I think one was George Kishketon—a heavy-set, dark fellow—George Kishketon.

Senator CURTIS. Who paid the boy's fine?

Mr. ETTER. Alexander stood good for the fine until the next morning—that is, he said he would stand good for him. The next morning he was fined and I went up to the First National Bank and collected the fine.

Senator CURTIS. Which bank?

Mr. ETTER. I think it was paid at the First National Bank, if I am not mistaken.

Senator CURTIS. Who paid it?

Mr. ETTER. Alexander.

Senator CURTIS. Did he give you a check?

Mr. ETTER. I think so, if I am not mistaken.

Senator CURTIS. You do not remember who signed the check, do you?

Mr. ETTER. No, sir; I do not.

There being no further questions the witness was excused.

In connection with the marriage of Thi-the-qua, the following certificate was introduced:

MUZQUIZ, MEXICO, May 9, 1907.

To the Clerk of the County Court of Maverick County, Tex.

DEAR SIR: I hereby give my consent to the marriage of my son, Puck-ke-shinno, who is over 19 years of age, to The-thi-quah, who is over 18 years of age, and request that you issue them license to marry.

KISHKENIQUOTE (his x mark).

Witness:

L. C. GRIMES.

Mr. BENTLEY. If the committee will allow me, while this record is being made as to Nah-che-thot, I had better give some testimony in order to keep the record straight.

The CHAIRMAN. Very well.

MARTIN J. BENTLEY, being first duly sworn, testified as follows:

Senator CURTIS. State your name to the committee and your present occupation.

Mr. BENTLEY. My name is Martin J. Bentley; I am attorney for the Kickapoo Indians.

Senator CURTIS. State what you know with reference to the marriage of Nah-che-thot.

Mr. BENTLEY. In connection with the marriage of Nah-ahche-thot to Quatoqua, I want to state that I am the legal guardian, appointed by the probate court of Oklahoma County, of Nah-ahche-thot; that I was in the city of Eagle Pass, Tex., on the date of the alleged marriage, and that Nah-che-thot at that date was under the age of 16 years, and that I was not consulted with regard to it and never gave my consent to his marriage. With reference to the marriage of Puck-ke-skinno to Thi-the-qua, I was also in the city of Eagle Pass the night he is alleged to have been married. He left my camp at about 8 o'clock in a drunken condition in charge of a hackman, who took him to prison and put him in prison because he had no money to pay the hack fare.

Senator CURTIS. Is that the night of his marriage?

Mr. BENTLEY. Yes, sir; the night of his marriage. The next morning I learned—it was about 9 o'clock—the night before he had been in jail and was brought into the court-house and married.

Senator CURTIS. Do you know anything about his age?

Mr. BENTLEY. Yes, sir; he is about 19.

WALTER WILLETT, having been first duly sworn by the chairman, testified as follows:

Senator CURTIS. What is your age?

Mr. WILLETT. Forty-six.

Senator CURTIS. Where do you live?

Mr. WILLETT. In San Antonio, Tex.

Senator CURTIS. How long have you lived there?

Mr. WILLETT. Off and on for forty years.

Senator CURTIS. Are you acquainted with the ranch called Pedro Blanco?

Mr. WILLETT. Yes, sir.

Senator CURTIS. Please describe that ranch to the committee, if you can, and what you know about it.

The CHAIRMAN. You had better first ask him as to his knowledge of it.

Senator CURTIS. Do you know anything of it of your personal knowledge?

Mr. WILLETT. I will state my familiarity with the ranch. I have been in the rubber business for Otto Calor, of San Antonio, and I have crossed the Rio Grande River a number of times into Mexico for the purpose of getting guayele, which is a rubber plant that grows there, and that throws me over into the whole eastern Tex country and Mexico both. I passed the place known as "Po

Crossing " from the Rio Grande; it is about 22 miles from Dryden, Tex., on the Galveston, Harrisburg and San Antonio. My business was entirely to go into the mountains, as that was the only place where guayele grows. You have heard of the rubber plant; I am the founder of it in Texas. I am known all through that country as "guayele"—the man you can stretch.

Senator CURTIS. Just tell us about the ranch.

Mr. WILLETT. The ranch is mountainous; in large valleys; it is a wild, desolate country to me. I was in there about three days, and did not see a soul, and nothing but a few cattle. That is all I can say about it.

Senator CURTIS. Did you see the Indians there?

Mr. WILLETT. I did not see any the time I was there; if they were there I did not see them.

Senator CURTIS. Is any part of it tillable?

Mr. WILLETT. I should think the valley would be. I am not a farmer, but I should think so.

Senator CURTIS. Is there any water on it?

Mr. WILLETT. I did not see any water in the mountains; there was some flowing water from the mountain sides. There were some little tinajos—little water holes.

Senator CURTIS. How was it provided with game?

Mr. WILLETT. Well, I saw quite a number of deer, more than I ever saw on any place I believe.

Senator CURTIS. Did you see any quail or any other game there?

Mr. WILLETT. There are thousands of quail up in that country.

Senator CURTIS. Any bear?

Mr. WILLETT. There was quail and deer; they said there was some bear, but I did not see any. There is a world of quail and deer, and I believe there is more deer in that country than any place I have seen. A man can go out and get quite a number of deer.

The CHAIRMAN. Mr. Bentley, you can ask any questions that you desire.

Mr. BENTLEY. I would like to ask, Mr. Willett, when you first became acquainted with my intention to acquire the Pedro Blanco, and how I came to get it?

Mr. WILLETT. I am not very good as to dates, but I met Mr. Bentley, I think, about three years ago. I have been handling land in Mexico on commission most all my life. I have sold a good deal of property in Mexico, and I offered him a number of tracts of land.

Mr. BENTLEY. Can you state anything to the committee as to my intentions as expressed to you in regard to Pedro Blanco, and why I did not negotiate with you for other tracts of land?

Mr. WILLETT. Yes, sir. You told me that you would make no other deal for any tracts that I submitted to you for the reason that you were stuck on Pedro Blanco and you wanted that property, and would do nothing until you could get that property.

Mr. BENTLEY. Did you not understand through me, or perhaps through others, that I had an arrangement by which on a certain payment I could take possession at any time of Pedro Blanco?

Mr. WILLETT. Yes, sir. That is what I understood.

Mr. BENTLEY. Do you know of any better location for Indians than Pedro Blanco would be from its surroundings?

Mr. WILLETT. I do not know of any place in the world that a man can go to get a better place than that for that purpose. I was in there four days and never saw a soul.

Mr. BENTLEY. There is nobody living between there and the river, is there?

Mr. WILLETT. Not a soul.

Mr. BENTLEY. The distance is how great?

Mr. WILLETT. About 65 miles on an air line.

Mr. BENTLEY. Could you describe the ranch?

Mr. WILLETT. Yes, sir. There are some mountains and valleys.

Mr. BENTLEY. Have you any knowledge as to the number of cattle that is there?

Mr. WILLETT. No, sir. I can not answer that. I suppose a great number.

Mr. BENTLEY. Have you any knowledge as to the quality or kind of cattle that that land raises?

Mr. WILLETT. I understand that it raises the best steers in Mexico. Mr. Blocker's stock is there and he is one of the best cattlemen in Texas beyond a question of doubt, and he selected it for a cattle ranch. His history is known in Texas as most successful in raising steers, and it most unquestionably is the best cattle ranch, or one of the best, in Mexico.

Mr. CRESSON. Is this the Blocker tract you are speaking of—Mr. John R. Blocker of San Antonio?

Mr. WILLETT. He lives in San Antonio.

Mr. CRESSON. Is this the Pedro Blanco or Sierra Blanco?

Mr. WILLETT. I have known it as the Pedro Blanco; some call it the Sierra Blanco, but they are the same thing, so I have been told.

Mr. CRESSON. Is it not almost impossible for anyone to live on the Pedro Blanco ranch?

Mr. WILLETT. I do not know; there are people living out there now, running the ranch.

Mr. CRESSON. How many acres do they run to a steer—15 or 20, don't they?

Mr. WILLETT. As I said, I would not like to answer that. I might say that the ranch took 25 acres to a steer, and I might say 15.

Mr. EMBRY. What is the size of the valleys that you refer to?

Mr. WILLETT. They are immense valleys; I suppose they are 20 miles across, or probably farther. In fact, I told you that all my riding there was along the mountains.

Mr. EMBRY. What is the vegetation in those valleys?

Mr. WILLETT. Grass; they are open, flat, level lands.

Mr. EMBRY. Is there any water in there?

Mr. WILLETT. I do not know as to the condition down in the valley. I just saw that from a distance.

Mr. EMBRY. As a matter of fact there is no water there to irrigate those valleys, and that is the reason it has not been developed; is that not so?

Mr. WILLETT. I did not go over there.

Mr. EMBRY. You say you found some little water holes over there; what were they?

Mr. WILLETT. Tinajos—little pools of water.

Mr. EMBRY. A little alkaline is it not?

Mr. WILLETT. No, sir; it is fine drinking water.

Mr. EMBRY. Those pools are alkaline, are they not?

Mr. WILLETT. I did not find any alkali in the mountains at all.

Mr. EMBRY. What kind of timber grows on this mountain?

Mr. WILLETT. It is a kind of shin oak, they call it.

Mr. EMBRY. How large were the trees there?

Mr. WILLETT. They would grow about 20 feet, I guess.

Mr. EMBRY. Are they thick or just scattered?

Mr. WILLETT. Places they were thick, and in other places there were none at all.

Mr. EMBRY. Is the surface well covered with sod or grass, or is the grass sparse?

Mr. WILLETT. Along the mountains it is sparse, but the valleys are covered with grass, or were when I was there.

Mr. EMBRY. There are no streams of water there at all, are there?

Mr. WILLETT. I did not go in the valley; I just stayed on the mountains.

Mr. EMBRY. Do you know whether any effort has ever been made to secure water for stock there?

Mr. WILLETT. No, sir; I do not.

Mr. EMBRY. You say you attempted to sell this place to Mr. Bentley?

Mr. WILLETT. No, sir; I said I offered to sell him other tracts in Mexico.

Mr. EMBRY. You did not own this tract?

Mr. WILLETT. No, sir; my father owned the nacimiento tract.

Mr. EMBRY. When was it that Mr. Bentley first talked to you about this tract?

Mr. WILLETT. I think the first time I approached Mr. Bentley on this matter was when he first came down here about three years ago, something like that; probably not that long.

Mr. EMBRY. Did he talk to you at any other time than this first time when you approached him?

Mr. WILLETT. Yes, sir; a number of times; I have sold quite a number of tracts in Mexico, and have been all the time trying to sell Mr. Bentley land in Mexico, and every time I met him I would bring up the subject.

Mr. EMBRY. How much an acre is this Pedro Blanco ranch worth in Mexican money?

Mr. WILLETT. Well, I suppose the whole ranch is worth about 35 or 40 cents an acre.

Mr. EMBRY. In Mexican money?

Mr. WILLETT. Yes, sir.

Mr. EMBRY. How much land does that ranch contain?

Mr. WILLETT. I do not know the number of acres.

Mr. EMBRY. You know nothing about its limits or extent?

Mr. WILLETT. No, sir.

Mr. EMBRY. Do you know really just where it is—where its bounds are?

Mr. WILLETT. I am not familiar with the boundary line, but I have been on the ranch, as I told you. I consider that price of 35 cents a fair one, but the market price is a good deal higher than that.

Mr. EMBRY. I am speaking of this particular ranch.

Mr. WILLETT. I just wanted to classify it at that price.

Senator CURTIS. What would you say that part that you saw on the great plains is worth?

Mr. WILLETT. In my judgment, it would be worth about a dollar an acre Mexican money, at least.

Senator CURTIS. The mountains, too?

Mr. WILLETT. The valleys with the mountains.

Mr. EMBRY. You say there were holes of water there. Was that after a rain?

Mr. WILLETT. No, sir; it had not rained on me during the time I was there. The water there was in rock pools and had been standing there for some time.

Mr. EMBRY. How far apart are those water holes usually?

Mr. WILLETT. I could not say; there were about one or two places in there at 10 or 15 miles.

Mr. EMBRY. How large were they?

Mr. WILLETT. One of them was just a large pool where I got water for my horse; I suppose it would water probably 20 or 30 head of cattle for a couple of weeks.

Mr. EMBRY. You say they were about 10 miles apart?

Mr. WILLETT. My business in there was entirely looking after guayule.

Mr. EMBRY. How many altogether did you see of those holes while you were there?

Mr. WILLETT. I did not see but two; but I was not hunting for water holes then.

Mr. EMBRY. And those were about 10 miles apart?

Mr. WILLETT. Yes, sir.

The CHAIRMAN. Did you have any trouble in getting water for your stock when you went there?

Mr. WILLETT. No, sir.

The CHAIRMAN. And you were on horseback, were you?

Mr. WILLETT. Yes, sir; I was right in the mountain.

The CHAIRMAN. How long were you in there?

Mr. WILLETT. Four days.

Mr. BENTLEY. I will ask you to state, from the mountains, where you were, along down in those valleys, if you could not see these artificial lakes that had been constructed there; could you not see water in numerous places?

Mr. WILLETT. I can not recall that now, Mr. Bentley.

Mr. BENTLEY. Did you understand that that was for stock purposes?

Mr. WILLETT. I understood that there were large tanks in there, but I did not pay attention to those.

Mr. BENTLEY. You understand they carry into the thousands?

Mr. WILLETT. Yes, sir.

Mr. BENTLEY. How many thousands?

Mr. WILLETT. Several thousand.

Mr. BENTLEY. What is the condition of the stock you saw?

Mr. WILLETT. The condition of the stock was good; they were fat when I saw them.

Mr. BENTLEY. Do you know of any better grass land in Mexico than Pedro Blanco?



Mr. WILLETT. I do not know of any better pasture land. As I say, I did not look over the water conditions, but the pasture was all right.

The CHAIRMAN. Who owns that tract of land?

Mr. WILLETT. I understand that John Blocker owns it.

The CHAIRMAN. And he is a cattleman, is he?

Mr. WILLETT. Yes, sir; he lives in San Antonio.

The CHAIRMAN. He runs his cattle there, does he?

Mr. WILLETT. Yes, sir; and has for a number of years. He is a man who has been all over Mexico. I made the proposition to him and he bought that land. The tanks of water that have been placed there and filled with water, I never went to them.

The CHAIRMAN. That is the custom in that country, to build tanks is it?

Mr. WILLETT. I do not know; my whole idea was gueyele. I did not pay attention to anything else, and I did not find any gueyele.

The CHAIRMAN. I understand that the custom here amongst real estate people is to divide commissions on sales of property. I want to know whether or not Mr. Bentley asked any commission for his own benefit?

Mr. WILLETT. Mr. Bentley never did; on the contrary, I tried to lead him out on that, and he never would accept anything. He said his interest was entirely with the Indians. I always considered him as a square man.

The witness was thereupon excused and the committee took a recess until 1.30 o'clock p. m.

#### AFTER RECESS.

E. H. SCHMIDT, having been duly sworn by the chairman, testified as follows:

Senator CURTIS. Please state your name and age.

Mr. SCHMIDT. My name is E. H. Schmidt; my age is 31.

Senator CURTIS. Where is your residence?

Mr. SCHMIDT. Eagle Pass, Tex.

Senator CURTIS. How long have you lived in Eagle Pass?

Mr. SCHMIDT. Twenty-nine years.

Senator CURTIS. What is your occupation?

Mr. SCHMIDT. Bank cashier.

Senator CURTIS. Of what bank?

Mr. SCHMIDT. The First National Bank of Eagle Pass.

Senator CURTIS. How long have you been cashier of the First National Bank of Eagle Pass?

Mr. SCHMIDT. I can not tell you exactly.

Senator CURTIS. Well, were you cashier of this bank during the months of April, May, June, July, and August of 1907?

Mr. SCHMIDT. Yes, sir.

Senator CURTIS. And have you been since, and are you still, such cashier?

Mr. SCHMIDT. Yes, sir; I have been cashier for five or six years; I can not tell you exactly how long.

Senator CURTIS. Do you know Mr. R. C. Conine?

Mr. SCHMIDT. Yes, sir.

Senator CURTIS. Do you know Mr. Grimes, of Oklahoma?

Mr. SCHMIDT. Which one?

Senator CURTIS. L. C. Grimes?

Mr. SCHMIDT. Yes, sir.

Senator CURTIS. Do you know C. J. Benson, a banker of Shawnee?

Mr. SCHMIDT. Yes, sir.

Senator CURTIS. Do you remember Mr. Conine and Mr. Grimes being in Eagle Pass during the months of June, July, and August of last year?

Mr. SCHMIDT. I believe they were here; yes, sir.

Senator CURTIS. State what other white men, if you know, were with them, or seemed to be associated with them.

Mr. SCHMIDT. There was a Mr. Brown.

Senator CURTIS. Al Brown.

Mr. SCHMIDT. Al Brown—I believe that is what they called him; I believe his initials are A. T., if I am not mistaken. And there was Mr. Grimes, Mr. Conine, and Mr. W. I. Chapman, and also Mr. Grimes's nephew, I believe; I do not know his name.

Senator CURTIS. Another Grimes?

Mr. SCHMIDT. Yes, sir.

Senator CURTIS. Was there a man amongst them by the name of Joe Clark?

Mr. SCHMIDT. I could not say; I do not know him. I have heard them speak of a man by the name of Joe Clark, and I may have met him, but I do not know whether I did or not.

Senator CURTIS. Did these gentlemen do any business at your bank, any of them?

Mr. SCHMIDT. Yes, sir.

Senator CURTIS. Which ones?

Mr. SCHMIDT. Well, I forgot to mention Russell Johnson, and subsequently to that time Mr. John Garrett.

Senator CURTIS. Were those gentlemen connected with Mr. Grimes?

Mr. SCHMIDT. I am not sure about that.

Senator CURTIS. I mean were they together in and out of your bank?

Mr. SCHMIDT. They were all together.

Senator CURTIS. They were with that same party—they were all together?

Mr. SCHMIDT. Yes, sir; I do not think John Garrett was with them the first time they came in.

Senator CURTIS. State whether or not on the first occasion they brought any Indians into your bank, or any of them.

Mr. SCHMIDT. They were in there with the Indians; yes, sir.

Senator CURTIS. What Indians were they—what tribe did they belong to, if you know? Do you remember having made out any papers for them or talking with them?

Mr. SCHMIDT. No, sir; I did not make out any papers. I believe they said they were Kickapoos.

Senator CURTIS. They were what are commonly known as the Kicking Kickapoos from Oklahoma, or Mexican Kickapoos?

Mr. SCHMIDT. I have heard them talking about Progressive and Kicking Kickapoos, but I do not know them.

Senator CURTIS. They were known as the Kickapoo Indians, anyway, were they?

Mr. SCHMIDT. The Kickapoo Indians from Oklahoma, and they were there for the purpose of buying their land—at least they did buy some from them.

Senator CURTIS. Were any acknowledgments of deeds taken in your bank by any of your officers?

Mr. SCHMIDT. There is only one deed that I have any knowledge of.

Senator CURTIS. Do you remember who that was from and to?

Mr. SCHMIDT. I am not positive about that; I could not be sure as to that.

Senator CURTIS. Well, at any time during the last year was any money deposited in your bank by any of the gentlemen mentioned to the credit of any Indians?

Mr. SCHMIDT. Yes, sir.

Senator CURTIS. Have you a list of them?

Mr. SCHMIDT. If the committee will permit me, in order to have myself and associates properly understood, I would like to make an explanation.

Senator CURTIS. We would be glad to have you give any explanation that you desire.

Mr. SCHMIDT. I would like to make an explanation of this entire transaction, as we understood it, and of course I want to make it just as clear as I possibly can in order to make myself understood, and at the same time I want the committee to feel that I am not trying to retard them in any matter pertaining to this Indian business. You asked me this morning to prepare a list of the Indians who had accounts with our bank. The time when they first took the deeds here, I believe, they were taken here in Maverick County; the deeds were taken, as I understood it, up at the Jaggi's camp yard; deeds were acknowledged there and these different gentlemen that we associated together had the money put to their personal credit.

Senator CURTIS. To their personal credit, and not to the credit of the Indians?

Mr. SCHMIDT. To their own personal credit. This was the first transaction. The first one that I have on this list is a man by the name of John Snake, who deposited with us, after he got his money, \$800.

Senator CURTIS. Did he bring it in himself?

Mr. SCHMIDT. He brought it in himself. This money was paid to him. I do not know who it was that bought the land from him, but he came there and had a check on the bank drawn by these people interested and I paid him the money.

Senator CURTIS. Please give us the date of that deposit.

Mr. SCHMIDT. June 25, 1906.

Senator CURTIS. The amount was \$800?

Mr. SCHMIDT. Yes, sir.

Senator CURTIS. Did you obtain from him his signature?

Mr. SCHMIDT. From John Snake; yes, sir. I took his signature.

Senator CURTIS. He signs his own name, does he?

Mr. SCHMIDT. Yes, sir. This \$800 that he deposited he drew in two amounts, one by check for \$100 and one for \$700.

Senator CURTIS. The date of the \$100 check is June 25, 1906, and the \$700 is June 25?

Mr. SCHMIDT. Yes, sir. He was a little full when he came in and got that.

Senator CURTIS. It was on the same day, was it?

Mr. SCHMIDT. Yes, sir; he left it there and then drew it out a short time afterwards. He left that evening on the train.

Senator CURTIS. We would like to take a copy of those checks.

Mr. SCHMIDT. I will be very glad to furnish the committee with our blank checks.

Mr. BENTLEY. There is no controversy as to those checks.

Mr. SCHMIDT. There are only a few of them here. Then there is Ahnesshenenne.

Senator CURTIS. When was that deposit made?

Mr. SCHMIDT. He made one deposit on July 9 of \$200 and one on September 22 of \$800.

Senator CURTIS. Did he make them himself?

Mr. SCHMIDT. Yes, sir; I put on the deposit slip "tall Indian," in order to identify him.

Senator CURTIS. Was it a man?

Mr. SCHMIDT. Yes. On July 30 he drew out \$30; on July 30 he drew out \$170, making \$200, and there is the deposit slip that we gave him at the time he made the deposit and attached it to his check. On November 7 he came in and drew out the entire \$700, and there is attached a duplicate deposit slip that I gave him at the time he made the deposit.

Senator CURTIS. Did he make that deposit himself?

Mr. SCHMIDT. Yes, sir.

Mr. EMBRY. What is the total amount?

Mr. SCHMIDT. One thousand dollars. There was one check for \$30 and one for \$170, making \$200, and then another time, on the 7th of November, he drew \$800.

Senator CURTIS. Will you please read these checks over and inform the committee who signs them as witnesses?

Mr. SCHMIDT. They are signed and witnessed by myself.

Senator CURTIS. Who was the witness?

Mr. SCHMIDT. E. H. Schmidt.

Senator CURTIS. But not all of them?

Mr. SCHMIDT. The \$800 check was witnessed by Henry Murdock. Of course we knew this Indian; there was no question about him. Now, Mah-quo-the-eck, she made a deposit—

Senator CURTIS. Did she deposit it herself?

Mr. SCHMIDT. Yes, sir; and in order to have further identification I put here "woman, round face, tooth out in front," so that I would know her when she came in as the right party.

Mr. CRESSON. How much did she put in?

Mr. SCHMIDT. Three hundred dollars on July 6. On September 26 she drew out \$100 in person.

Senator CURTIS. You witnessed that, did you?

Mr. SCHMIDT. Yes, sir. On October 8 she drew out \$50 and it was witnessed by Mr. Conine.

Senator CURTIS. R. C. Conine?

Mr. SCHMIDT. Yes, sir. On April 6, 1907, she drew out the balance of \$150. Every time they came in and drew out their money they would bring in their duplicate deposit slip and I would enter on that as they drew it out.

Senator CURTIS. Who is this witness to this last check?

Mr. SCHMIDT. Our individual ledger bookkeeper.

Senator CURTIS. What is his name?

Mr. SCHMIDT. William Howser, jr. Now, the next one is Pah-pah-me-na-ko. On July 2 he deposited \$2,800. I noted here "front tooth out; smallpox marks on the face; ugly;" so I would not make a mistake in him.

Mr. EMBRY. Did he deposit this in person?

Mr. SCHMIDT. Yes, sir; all these I am reading now were deposited in person. It was \$2,800; he drew it out August 4, 1906—drew out \$800; September 28, \$500; March 28, \$500, and on April 29 of this year, \$1,000, making the entire \$2,800.

The CHAIRMAN. Did he make his mark?

Mr. SCHMIDT. Yes, sir.

Senator CURTIS. And it was witnessed by you?

Mr. SCHMIDT. The first check is witnessed by our bookkeeper, the next two checks—the two for \$500 each—are witnessed by myself, and the \$1,000 check is witnessed by our bookkeeper, William Howser, jr. Of course, this Indian is very well known to us. He made another deposit of \$500 on October 8 which has a deposit slip attached to it, and he drew it out on October 25.

Mr. CRESSON. That is a man, is it not?

Mr. SCHMIDT. Yes, sir. The next name is Mah-ko-quah. She deposited \$350. She was a woman, small and dark; that is the information I find on the deposit slip. On July 6 she drew out \$25 and she brought in a deposit slip. We had the check witnessed by Mack Johnson; he was evidently with her. On July 30 she drew out the balance of \$325; that was also witnessed by Mack Johnson. Of course, the body of these checks were made by myself; they were right in the office—right over our counter. The next Pa-pe-ah-she.

Senator CURTIS. Who deposited that?

Mr. SCHMIDT. He deposited it himself; he deposited \$300 on July 2, 1906, and he drew out on September 26, \$200, and on October 8, \$100. The first check was witnessed by myself and the second was witnessed by Mr. R. C. Conine.

Senator CURTIS. R. C. Conine witnessed the second?

Mr. SCHMIDT. Yes, sir.

Senator CURTIS. And the certificate was returned?

Mr. SCHMIDT. Yes, sir; in those cases we always had them. The next account is on July 2, Ah-ten-y-tuck. He deposited \$700. This Indian can sign his name, but sometimes he was so drunk when he came in that he could not sign.

Senator CURTIS. Did he make the deposit himself?

Mr. SCHMIDT. Yes, sir; all these that I am giving you now deposited themselves.

Senator CURTIS. Just call our attention to those that did not.

Mr. SCHMIDT. I will as soon as I get to them. I have them all in with the exception of one down here—then I will give you the others. On July 19 drew \$50, by mark, witnessed by Mr. Howser; August 4, \$50, by mark, witnessed by William Howser; August 6, \$50, witnessed by E. H. Schmidt; August 24, drew \$100; he signed it himself. On September 22 he drew \$150, and signed it himself. Of course, we knew these Indians well. September 27 he drew \$50—drew it himself. October 9 he drew \$100, signed by himself. October 11 he drew \$50—he drew it himself. He was pretty full that day. October 19 he drew \$50, and January 7, 1907, he drew out his balance of

\$50. Here is one on August 29, 1906. Ke-she-quo-the. The mark that I find on the deposit slip is that she had a wart on her left cheek and was the wife of Ah-nesshenenne—at least that is the way they gave it. They deposited \$475 Mexican and \$750 American—deposited themselves on August 29, 1906. On September 22 she drew out \$475 Mexican and also her balance of \$750, both duplicate deposit slips attached. Now I will give you the balance of the accounts that were deposited and which appear as having been deposited by W. I. Chapman—that is, by R. C. Conine—being checks of W. I. Chapman.

Senator CURTIS. They were checks of W. I. Chapman, deposited by R. C. Conine?

Mr. SCHMIDT. Yes, sir. I want to give it to you just as we understood it. Of course, as to the nature of their transaction, as we understood it, these are the checks that they got in lieu of some deeds that they got in Mexico. Of course, as to that transaction, we knew nothing about it. It seems that, as we were told—that is, at least, as it was told to me—the authorities down there had permitted Mr. Chapman and them to leave with the deeds; theretofore Mr. Conine would come up here and have these different checks certified, and those checks were not to be paid by the bank until we received notice from them at Oklahoma, or until they could get there and see whether any previous deeds had been recorded. So, therefore, on July 24, we certified these checks. I will give them to you here:

JULY 24, 1906.

This is to certify that we have received from R. C. Conine 24 checks drawn by W. L. Chapman on this bank, amounting in the aggregate to \$19,100. Such checks are to remain in our possession in escrow until Mr. W. L. Chapman notifies us that there are no other deeds covering any of the above-mentioned checks, given herein below.

I will give the names: Me-she-kah, \$600; Ah-ne-sha-wah-to, \$500; O-que-mah-ah-them, \$600; Kah-kah-to-the-quah, \$1,200; Kee-ah-tha-com-oke-quah, \$1,000; Pem-e-pah-hone-ah-quah, \$1,000; Wah-pah-sose, \$1,000; Tah-tah-pah-she, \$1,000; Pah-ko-tah, \$1,000; Pumy-tum-moke, \$1,000; Pah-e-nah, \$1,000; Mah-ta-pene, \$1,000; Ma-the-ko-tha, \$300; Ma-sha-she, \$700; Pa-na-tho, \$700; Ma-ka-se-ah, \$800; Ah-che-che, \$800; Chah-ke-she, \$800; Paw-kaw-kah, \$600; Ah-na-tha-hah-quah, \$700; Kah-pah-hi-ko-quah, \$800; Wah-sko-tah, \$800; Ket-to-quah, \$400; Mah-squa-ko, \$800.

It is understood that we will ship the currency upon receipt of advice from Mr. W. I. Chapman to release checks.

Then, on July 28, 1906, we received a telegram from W. L. Chapman at Shawnee, Okla., as follows:

FIRST NATIONAL BANK, *Eagle Pass.*

Ship money Indians. Send me check, with express receipts attached.

About the time we received this telegram we were in communication with Mr. Conine, who had been presented to us representing the Indians with reference to this money here.

Senator CURTIS. You say Conine said he was representing the Indians?

Mr. SCHMIDT. Looking out for them. He said that he did not want the money shipped to them, because if we did they would take it and spend it, and that he wanted to buy them some land—wanted

It is understood that we will place to the credit on our books the amounts the above-mentioned checks in the names that the above-mentioned checks are made payable to, upon receipt of advice from Mr. W. L. Chapman to release checks.

E. H. SCHMIDT, *Cashier*.

Well, we received that advice.

Senator CURTIS. Now read us the letter you got from him?

Mr. SCHMIDT. I presume we have had other letters, but this is the principal one:

FIRST NATIONAL BANK,  
Shawnee, Okla., September 15, 1906.

FIRST NATIONAL BANK, *Eagle Pass, Tex.*

GENTLEMEN: Your letter to hand and duly noted, and in reply will say that your explanation in regard to the \$3,000 is entirely satisfactory to me. Please place the money on the last checks to the Indians' credit and send me the triplicate deposit tickets and oblige. Also send me a statement of my account as oblige. I remain,

Yours, very truly,

W. L. CHAPMAN.

On September 18 we wrote the following letter to Mr. Chapman

SEPTEMBER 18, 1906.

Mr. W. L. CHAPMAN,

Care Oklahoma National Bank, Shawnee, Okla.

DEAR SIR: Your letter of the 15th instant received, and we note with pleasure that our explanation with regard to the \$3,000 is entirely satisfactory to you.

Agreeable with your instructions, we have released the 5 checks which were deposited in escrow on August 28, amounting in the aggregate to \$1,900, and we have placed to the credit to the account of each respective Indian the amount noted opposite their names, as herein given below:

Pah-pe-ack .....	\$50
Pah-nah-ka-tho .....	40
Pe-qua .....	40
Kah-tah-kah-ho-ko .....	30
Pah-ko-ne .....	30

We also inclose herewith the corresponding triplicate deposit slips on the above mentioned amounts.

We also take pleasure in inclosing herewith statement of your account which appears closed, together with canceled checks.

Kindly acknowledge receipt.

Very respectfully,

\_\_\_\_\_  
*Cashier.*

On January 3, 1907, Mr. Conine—

Senator CURTIS. You mean R. C. Conine?

Mr. SCHMIDT. Yes, sir; R. C. Conine came to Eagle Pass with twenty-one checks signed by different Indians who he claimed had bought an interest in some land in Mexico. The aggregate of those checks was \$8,700 gold. Twelve checks amounting in the aggregate to \$4,750 were made payable to Jesus Garza Jimenez, and I have here a receipt executed by Mr. Jimenez of having received \$4,750 gold for liquidation in land as stated.

Senator CURTIS. Just read that receipt please.

Mr. SCHMIDT. It is in Spanish. I will translate it. It is as follows

Received of Mr. Dr. R. C. Conine, the sum of \$4,750 gold for liquidation of lands as per agreement understood. Muzquiz, January 7, 1907.

This receipt was executed. Here is another paper which just certifies that amount, signed by Victoria Rodriguez; he certifies that he was judge or something.









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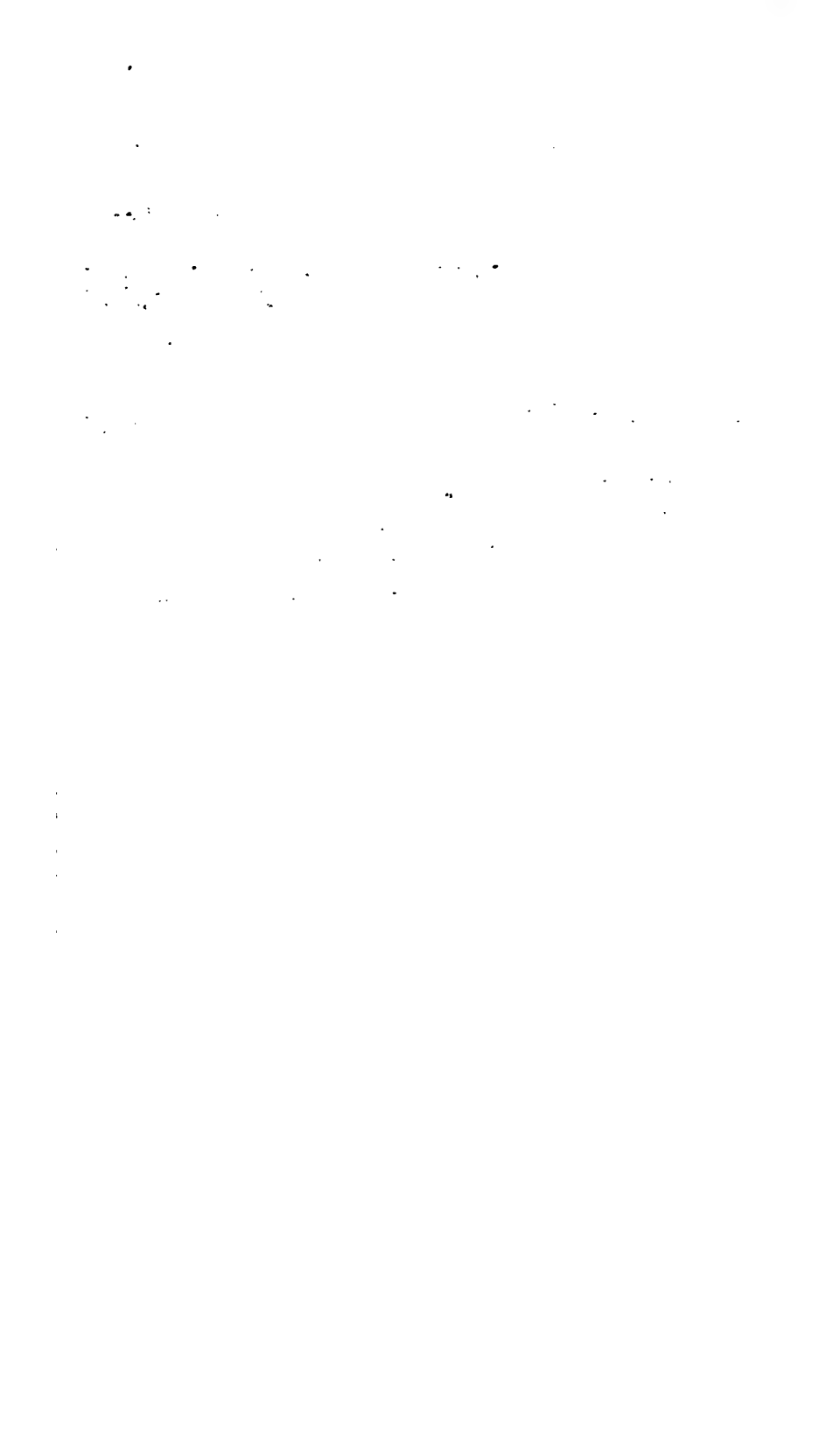
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1. The first part of the document is a letter from the President of the United States to the Congress, dated January 1, 1861.

2. The second part is a report from the Secretary of the Treasury, dated January 1, 1861.

3. The third part is a report from the Secretary of the Interior, dated January 1, 1861.

4. The fourth part is a report from the Secretary of the Navy, dated January 1, 1861.

5. The fifth part is a report from the Secretary of the War, dated January 1, 1861.

6. The sixth part is a report from the Secretary of the State, dated January 1, 1861.

Senator CURTIS. Now, in that connection did any Indian appear when Doctor Conine presented those twenty-one checks?

Mr. SCHMIDT. No, sir.

Senator CURTIS. They were paid to Doctor Conine?

Mr. SCHMIDT. No, sir; they were paid to these different people, and those seven, or nine checks, amounting in the aggregate to \$3,950, were payable to Genaro Guajardo. That is the way the checks are. He is the brother of the Jefe, Aberto Guajardo.

Senator CURTIS. They were paid to these individuals, but no Indian appeared in either case?

Mr. SCHMIDT. No, sir.

Senator CURTIS. Now, who were the checks signed by that that money was paid out on?

Mr. SCHMIDT. I have all the checks here; I just wanted to make that explanation.

Senator CURTIS. Now, give us each check and who it is witnessed by.

Mr. SCHMIDT. The first one is Kah-kah-to-the-quah; it was paid on December 12. The date of the check is December 11, 1906—pay to R. C. Conine, and is witnessed by Mack Johnson and W. C. Grimes. It is signed by "her mark," and is for \$120. and then it is indorsed by R. C. Conine, Conine getting the money on it. On January 3, check dated January 1, and we paid it on January 3—payable to Jesus Garza Jimenez; that is \$650. This check is indorsed by Jesus Garza Jimenez, and is indorsed over to R. C. Conine. and R. C. Conine indorses it.

Senator CURTIS. That leaves a balance of \$430 to the credit of that Indian?

Mr. SCHMIDT. Whatever it states there; yes, sir.

Senator CURTIS. Has that been drawn out?

Mr. SCHMIDT. No, sir.

Senator CURTIS. Then it is still in the bank?

Mr. SCHMIDT. The account stands just as you find it.

Senator CURTIS. You never have seen the Indians?

Mr. SCHMIDT. No, sir.

Senator CURTIS. And you would not know them if they should come into this room now?

Mr. SCHMIDT. No, sir. The next is Ket-to-quah; check of November 12; cash \$300; her mark, witnessed by Mack Johnson and R. C. Conine. November 19, same person, witnesses Mack Johnson and R. C. Conine, for \$100.

Senator CURTIS. Who were they indorsed by?

Mr. SCHMIDT. They were cash. That balanced the account.

Senator CURTIS. The next account is Kah-pah-he-ko-quah.

Mr. SCHMIDT. Check dated January 1, paid January 3, in favor of Genaro Guajardo, \$500. Her mark was witnessed by Mack Johnson and A. J. Santos. The check is indorsed by Genaro Guajardo and Mr. R. C. Conine, and he indorsed it to her.

Senator CURTIS. That leaves a balance to that woman of \$300?

Mr. SCHMIDT. Yes, sir.

Senator CURTIS. Has that ever been drawn out?

Mr. SCHMIDT. No, sir.

Senator CURTIS. It is still in the bank, is it?

Mr. SCHMIDT. Yes, sir.

Senator CURTIS. That woman—or man, or whatever it was—never appeared at your bank?

Mr. SCHMIDT. No, sir.

Senator CURTIS. The next is Cha-ke-sha, \$800.

Mr. SCHMIDT. There was one woman who came there sometime ago and wanted to draw some money. I did not know her name and would not give it to her; I did not know who she was.

Senator CURTIS. Now, referring to Cha-ke-sha, \$800.

Mr. SCHMIDT. Check dated January 1, paid January 3, 1907, favor of Genaro Guajardo, \$550; witnesses Mack Johnson and A. Santos; indorsed by Genaro Guajardo and R. C. Conine.

Senator CURTIS. It is made payable to Conine, is it?

Mr. SCHMIDT. Yes, sir, and R. C. Conine indorsed it. We insist on his doing that. This indorsement occurred right in the bank, we would know to whom we would pay the money.

Senator CURTIS. Due \$250?

Mr. SCHMIDT. Yes, sir.

Senator CURTIS. It has not been drawn out?

Mr. SCHMIDT. No, sir.

Senator CURTIS. And that party was never in your bank, that you are aware of?

Mr. SCHMIDT. No, sir.

Senator CURTIS. The next is Ah-ne-sha-wah-to, \$500.

Mr. SCHMIDT. Check dated January 1, paid January 3; made payable to Jesus Garza Jimenez, \$300; witnessed by Mack Johnson and A. J. Santos; indorsed by Guajardo, and Conine indorsed it.

Senator CURTIS. The balance of that is \$200. That has not been drawn?

Mr. SCHMIDT. No, sir.

Senator CURTIS. And that Indian was never in your bank that you know of?

Mr. SCHMIDT. No, sir.

Senator CURTIS. The next is Ah-na-tha-hah-quah, \$700.

Mr. SCHMIDT. Check dated January 1, paid January 3, in favor of Genaro Guajardo, \$500; witness, Mack Johnson and Santos; indorsed in the same manner to Conine.

Senator CURTIS. Who is the payee?

Mr. SCHMIDT. The payee is the bank; the indorser is Genaro Guajardo.

Senator CURTIS. That leaves a balance there of \$200?

Mr. SCHMIDT. Yes, sir.

Senator CURTIS. Was that Indian ever in your bank that you know of?

Mr. SCHMIDT. Not to my knowledge; no, sir.

Senator CURTIS. The next is Ah-che-che, \$800.

Mr. SCHMIDT. January 1, paid January 3; Jesus Garza Jimenez \$550.

Senator CURTIS. How was that indorsed, the same as the others?

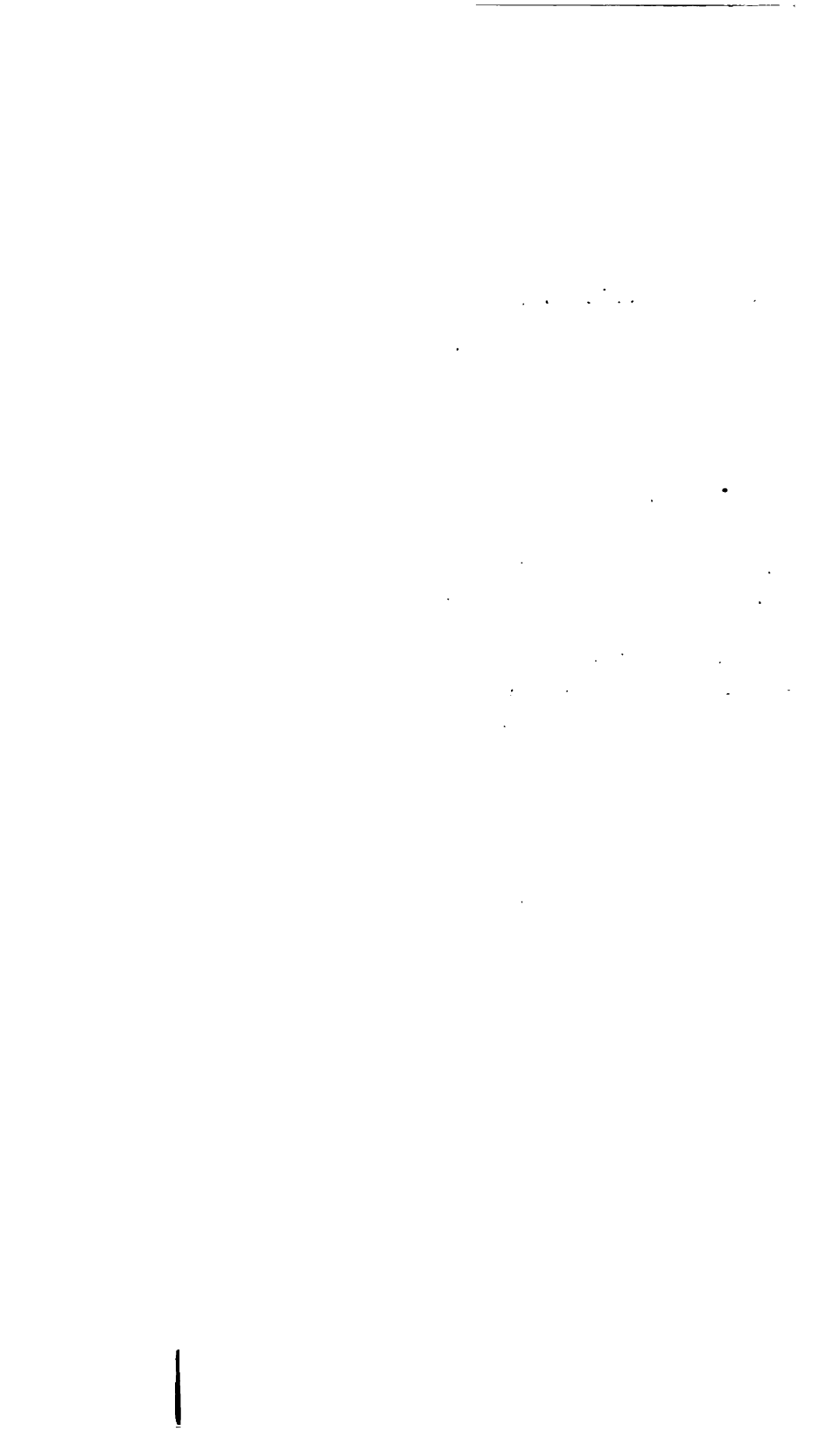
Mr. SCHMIDT. Yes, sir; and witnessed by Mack Johnson and Santos.

Senator CURTIS. And indorsed to Conine as the others?

Mr. SCHMIDT. Yes, sir.











1. The first part of the paper is devoted to a general discussion of the problem of the existence of a solution of the system of equations (1) for arbitrary values of the parameters  $\alpha$  and  $\beta$ . It is shown that the system of equations (1) has a solution for arbitrary values of the parameters  $\alpha$  and  $\beta$  if and only if the condition  $\alpha + \beta = 1$  is satisfied. This condition is also necessary for the existence of a solution of the system of equations (1) for arbitrary values of the parameters  $\alpha$  and  $\beta$ .

This image is a high-contrast, black and white abstract pattern. It consists of a dense, intricate network of fine, dark, branching lines and speckles against a lighter background. The overall effect is reminiscent of a microscopic view of a textured surface, a complex organic structure like a coral reef or a biological tissue, or perhaps a highly detailed, etched metal surface. The pattern is non-repeating and fills the entire frame, creating a sense of depth and complexity.

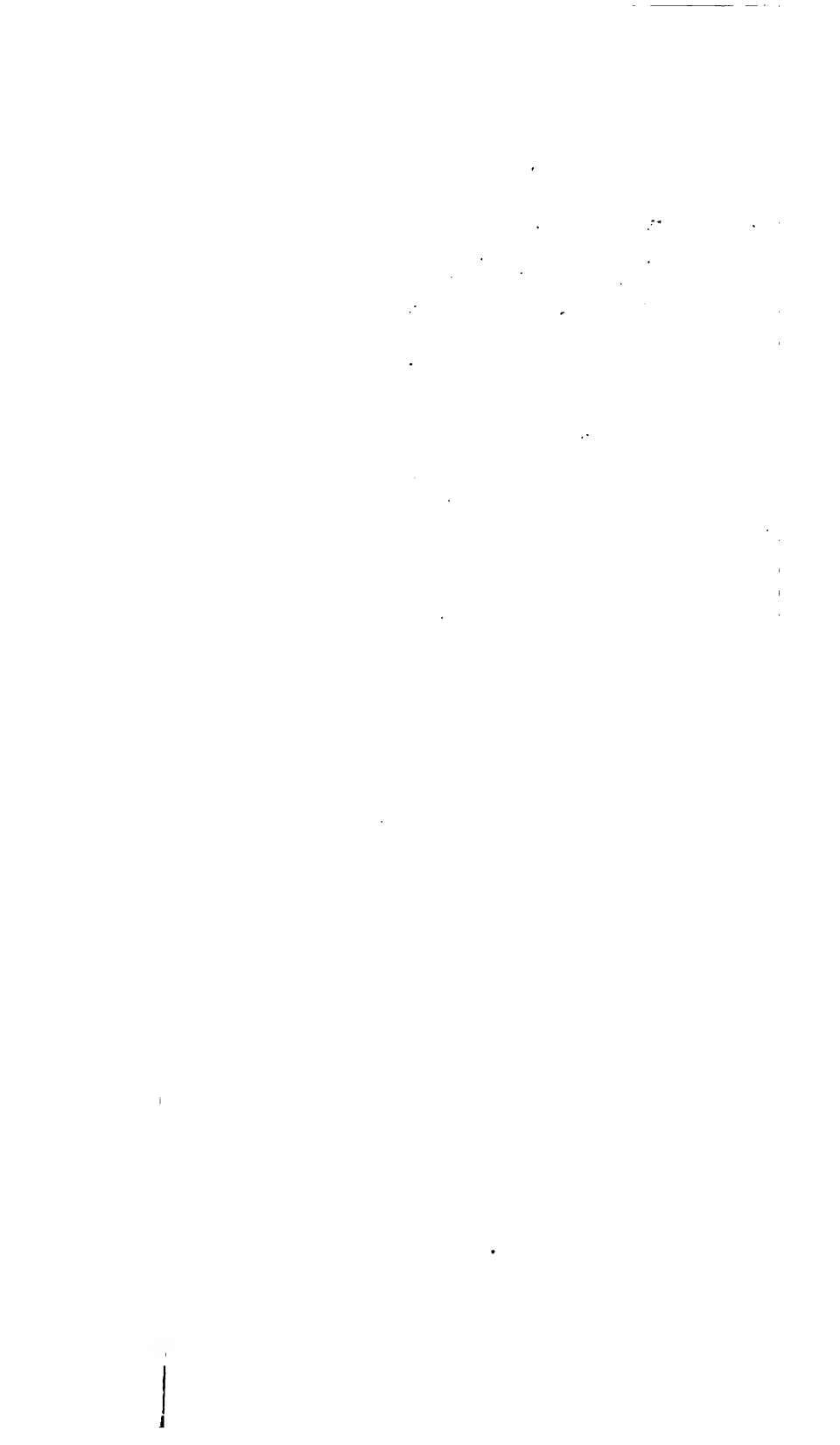
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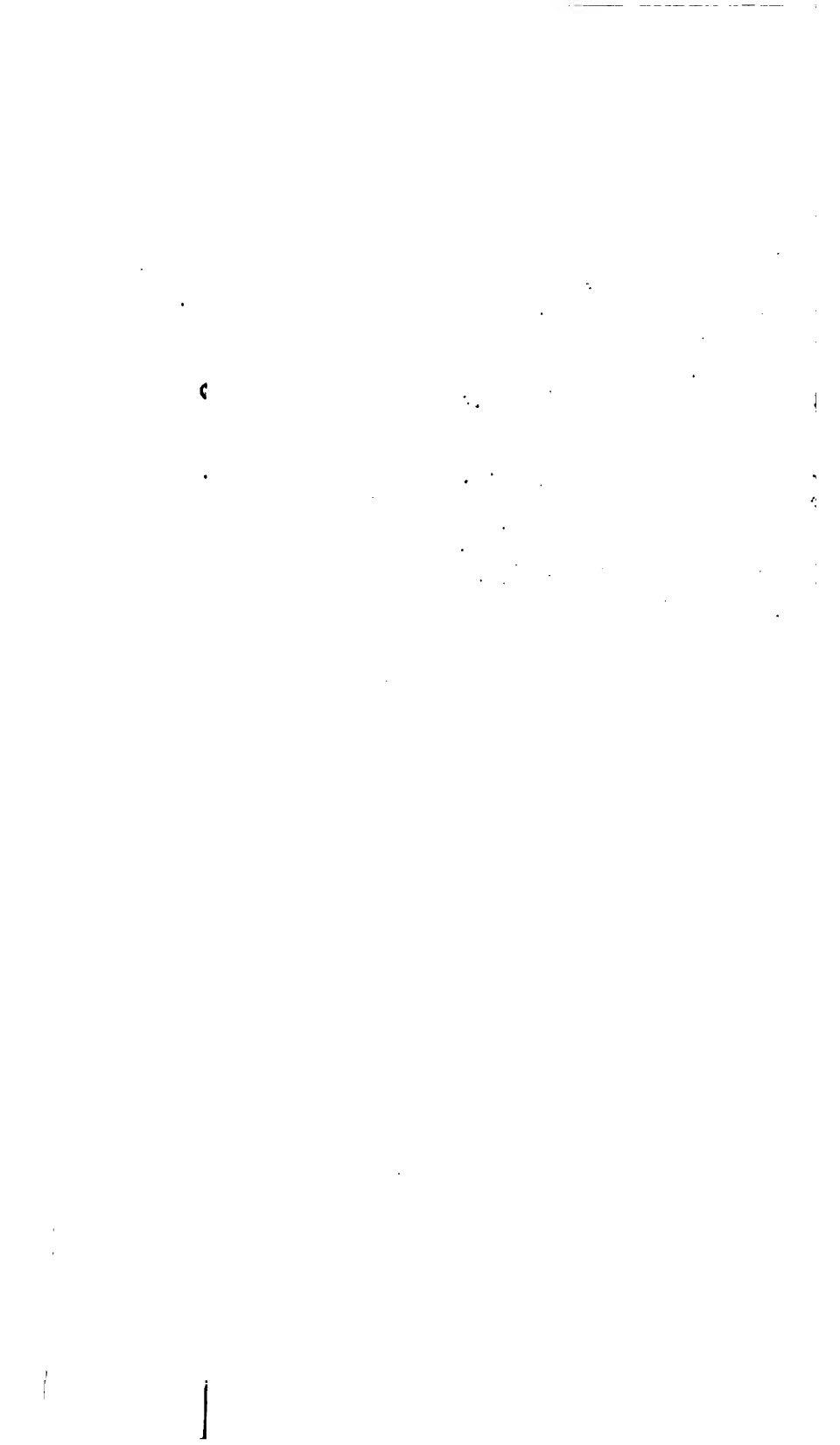
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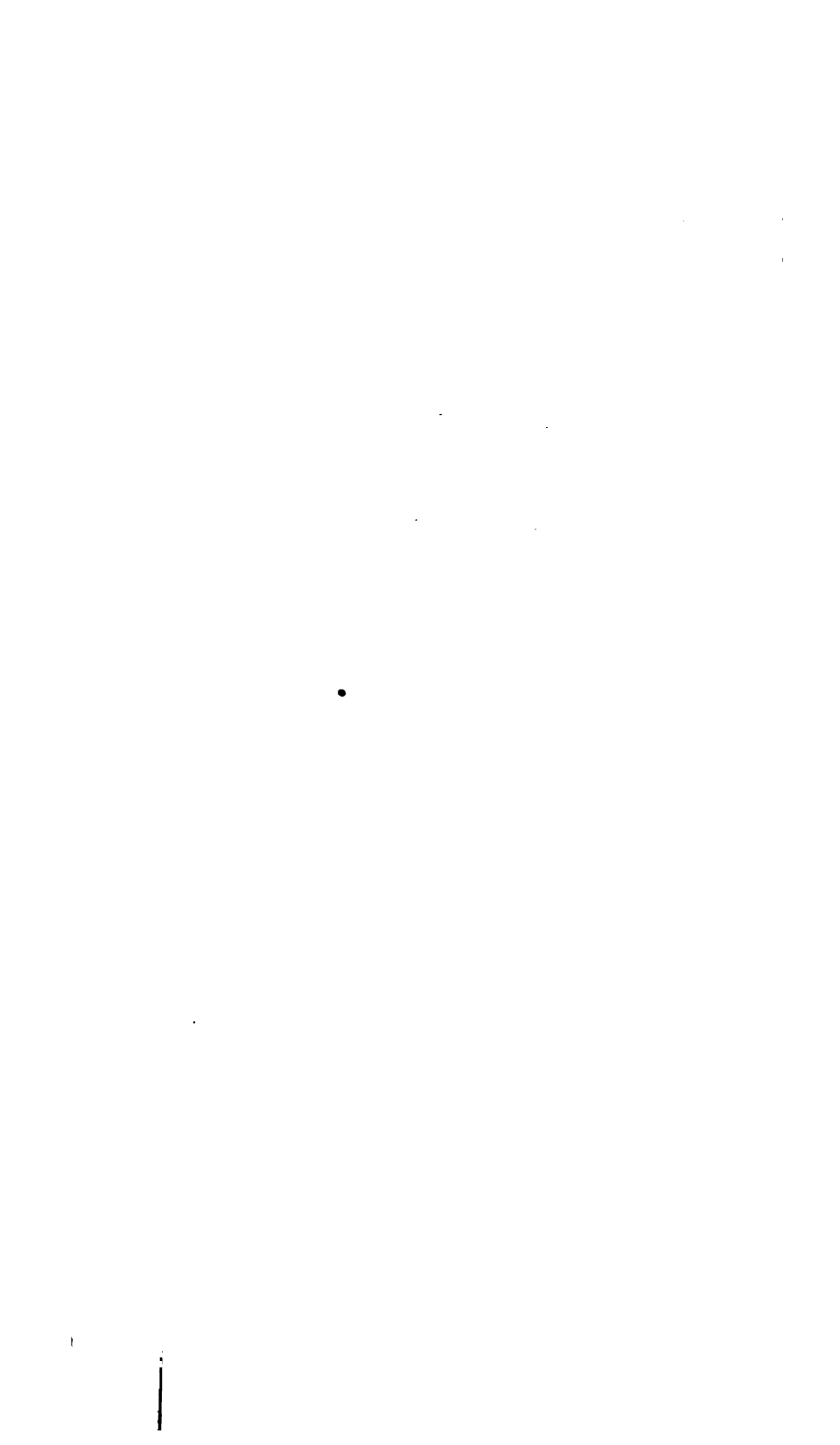
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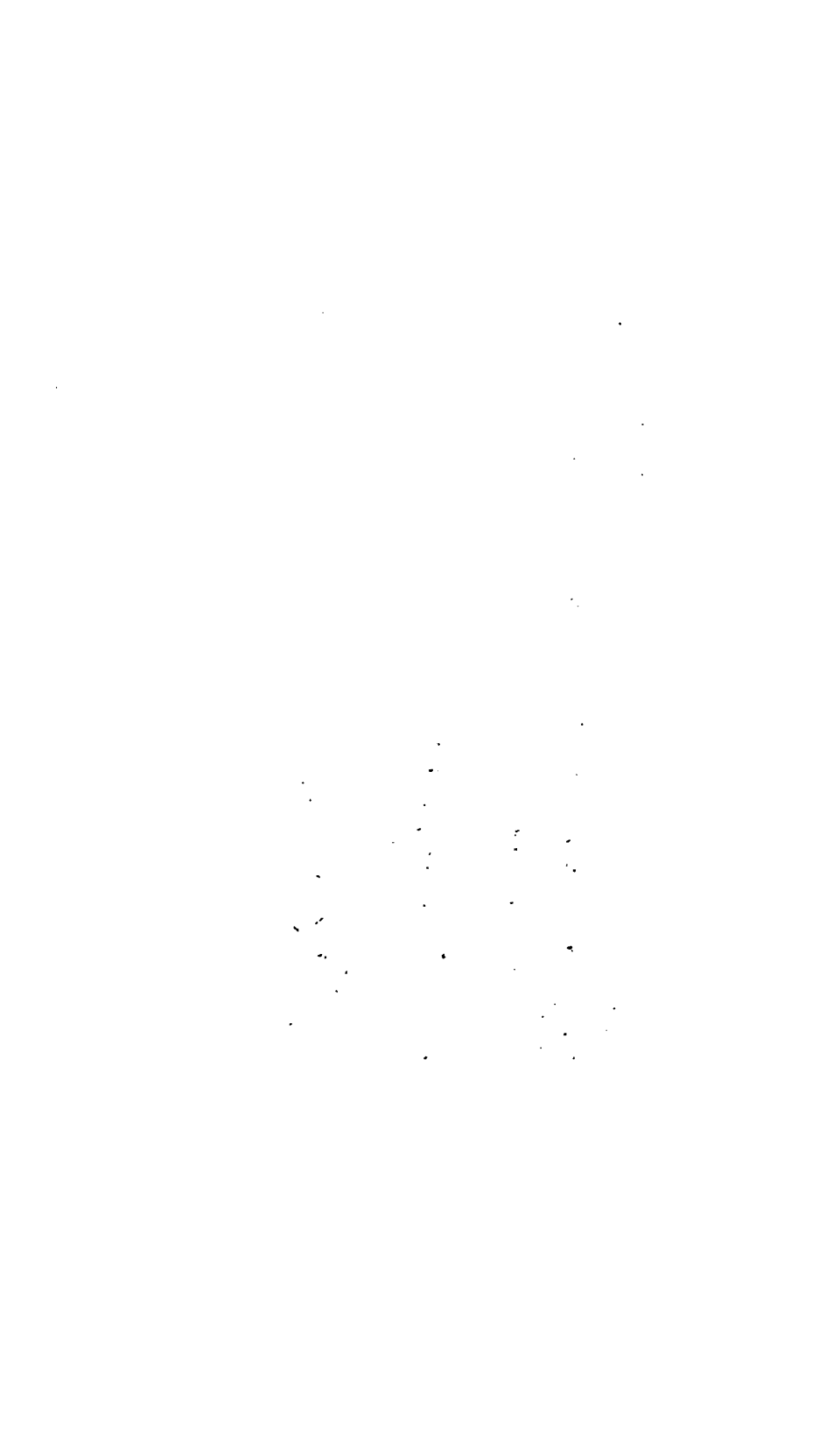
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Senator CURTIS. The balance due there is \$250. Was that Indian ever in your office or your bank that you know of?

Mr. SCHMIDT. No, sir; not to my knowledge.

Senator CURTIS. The next is Ke-she-quo.

Mr. SCHMIDT. I gave you the facts with reference to that before.

Senator CURTIS. I recall that you did. The next is Paw-kaw-kah.

Mr. SCHMIDT. Check dated December 11 for \$80, paid December 12, payable to R. C. Conine; witnesses, Mack Johnson and W. C. Grimes; indorsed by R. C. Conine. Check January 1, paid January 3, payable to Jesus Garza Jimenez, \$200; indorsed by Jimenez and Conine; witnessed by Mack Johnson and Santos.

Senator CURTIS. That leaves a balance of \$320 due in that case?

Mr. SCHMIDT. Yes, sir.

Senator CURTIS. That party was never in your bank that you know of?

Mr. SCHMIDT. Not that I know of.

Senator CURTIS. The next is O-que-mah-ah-them, \$600. What is that?

Mr. SCHMIDT. Check January 1, paid January 3; payable to Genaro Guajardo, \$450; witnesses Mack Johnson and Santos; indorsed to Conine.

Senator CURTIS. That leaves a balance due of \$150 in that case?

Mr. SCHMIDT. Yes, sir.

Senator CURTIS. Has that party ever been in your bank?

Mr. SCHMIDT. Not to my knowledge.

Senator CURTIS. The next is Ma-sha-she, \$700—no check—balance \$700.

Mr. SCHMIDT. Yes, sir.

Senator CURTIS. That is still in your bank?

Mr. SCHMIDT. Yes, sir.

Senator CURTIS. It has never been drawn out?

Mr. SCHMIDT. No, sir.

Senator CURTIS. The next is Mah-ko-tho-ka, \$300, no checks; balance \$300.

Mr. SCHMIDT. Yes, sir.

Senator CURTIS. Neither of those parties were ever in your bank or ever made a deposit?

Mr. SCHMIDT. No, sir. That means that the account remains as it was deposited.

Senator CURTIS. The next is Mah-ta-pene?

Mr. SCHMIDT. Check dated January 1, paid January 3; payable to Jesus Garza Jimenez; witnesses Mack Johnson and A. J. Santos; indorsed to Conine by Jimenez.

Senator CURTIS. The balance due there is \$350. Was that Indian ever in your bank?

Mr. SCHMIDT. No, sir.

Senator CURTIS. The next is Me-she-kah, \$600.

Mr. SCHMIDT. Check dated January 1, paid January 3; payable to Jesus Garza Jimenez, \$300; witnesses Mack Johnson and A. J. Santos; indorsed by Jimenez to Conine.

Senator CURTIS. That leaves \$300 balance, and the party has never been in your bank that you know of?

Mr. SCHMIDT. No, sir.



Senator CURTIS. The next is Ma-ka-se-ah, \$800. What is your check on that?

Mr. SCHMIDT. January 1, paid the 3d; Genaro Guajardo, \$500; witnesses Mack Johnson and Santos; indorsed Conine.

Senator CURTIS. That leaves a balance of \$250, and that party was never in your bank that you know of?

Mr. SCHMIDT. No, sir.

Senator CURTIS. The next is Mah-squa-ko, \$800. What have you as to that?

Mr. SCHMIDT. Check dated January 1, paid the 3d; Genaro Guajardo, \$550; witnesses, Mack Johnson and Santos; indorsed to Conine.

Senator CURTIS. That leaves a balance of \$250; and that party was never in your bank that you know of?

Mr. SCHMIDT. No, sir.

Senator CURTIS. The next is Kee-ah-tha-com-oke-quah, \$1,000. What have you as to that?

Mr. SCHMIDT. Check dated December 11, paid the 12th; order R. C. Conine for \$115; witnesses, Mack Johnson and W. C. Grimes; indorsed by R. C. Conine. Also check dated January 1, paid January 3; Jesus Garza Jiminez, \$650; witnesses, Mack Johnson and A. J. Santos; indorsed to R. C. Conine.

Senator CURTIS. You have marked here \$235 cash in person. What does that mean?

Mr. SCHMIDT. That is the next check here. I have given you two checks. On April 22, 1907, paid in person \$235. The check is witnessed by Mack Johnson and Kishketon and Tony Alexander. In lieu of that check for \$235 I gave her the \$235, and then she wanted back \$185 of it, for which I gave her \$370 Mexican.

Senator CURTIS. That woman you did not know, only what the Indians told you or the witnesses told you?

Mr. SCHMIDT. I did not know her until she was identified by the people who brought her in the bank.

Senator CURTIS. You did not know whether she was the party whose name this money was deposited or not, except what those people told you?

Mr. SCHMIDT. It was just on the identification of Kishketon and Mack Johnson and those people.

Senator CURTIS. The next is Pem-e-pah-hone-ah-quah, \$1,000.

Mr. SCHMIDT. Check dated February 2, paid February 4; in favor of R. C. Conine; \$200; witnesses to mark, John Garrett and Mack Johnson.

Senator CURTIS. The balance there is \$800. That party was never in your bank that you know of?

Mr. SCHMIDT. No, sir; not to my knowledge.

Senator CURTIS. The \$800 has never been drawn out?

Mr. SCHMIDT. No, sir.

Senator CURTIS. The next is Pah-ko-tah, \$1,000; no checks?

Mr. SCHMIDT. Yes, sir.

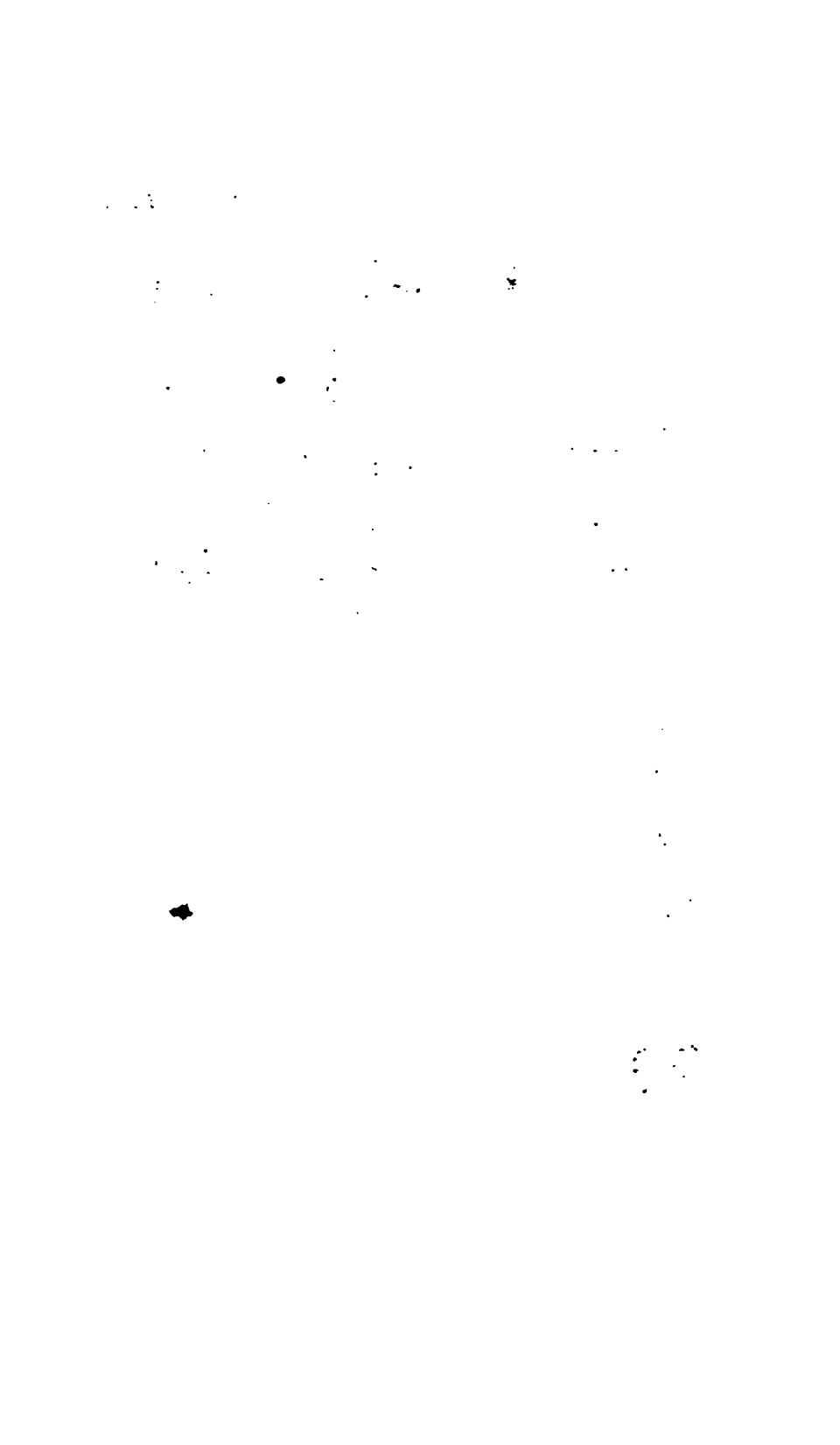
Senator CURTIS. Was that party ever in your bank and made any deposits that you know of?

Mr. SCHMIDT. No, sir.

Senator CURTIS. The next is Tah-pah-she. Tell us about that?

Mr. SCHMIDT. On the evening of the 21st, paid a check to Tah-pah-she for \$800; witness was Mack Johnson and R. C. Conine.





who identified her as being Tah-pah-she. Then on January 1, check paid January 3 in favor of Jesus Garza Jimenez, \$100; marked witness by Mack Johnson and A. J. Santos.

Senator CURTIS. You do not know of your own knowledge whether that woman was ever in your bank or not?

Mr. SCHMIDT. No more than just through the identification of Mr. Conine; of course I did not know her.

Senator CURTIS. The next is Pum-y-tum-moke.

Mr. SCHMIDT. Check dated January 1, paid January 3, in favor of Jesus Garza Jimenez, \$650, witnessed by Mack Johnson and Santos; indorsed by Jimenez to Conine.

Senator CURTIS. There is a balance due there of \$350. You do not know whether that party was ever in your bank or not?

Mr. SCHMIDT. Not to my knowledge.

Senator CURTIS. The next is Pah-e-nah, \$1,000.

Mr. SCHMIDT. Check dated January 1, paid January 3, favor of Genaro Guajardo, \$650; witnessed by Mack Johnson and A. J. Santos; indorsed over to Conine by Guajardo.

Senator CURTIS. The next is Pa-na-tho. No checks. It shows a balance of \$700. The next is Wah-sko-tah, \$800.

Mr. SCHMIDT. Check February 2, paid February 4, \$150, in favor of R. C. Conine; witnesses to payment, John Garrett and Mack Johnson. Check dated February 23, paid February 26, favor of L. C. Grimes, \$40; witnesses to mark, A. T. Brown and H. Brown; indorsed by L. C. Grimes.

Senator CURTIS. You do not know whether that party was ever in your bank or not?

Mr. SCHMIDT. No, sir; I have not given you all the checks on that.

Senator CURTIS. Cash, \$500.

Mr. SCHMIDT. There is another check here of March 4, paid March 9, to L. C. Grimes, \$140; witnessed by A. T. Brown and L. C. Grimes, and the last check was paid in person, \$500. The check is witnessed by Tony Alexander and E. H. Schmidt.

The CHAIRMAN. When you say it was paid in person do you mean that the payee came in?

Mr. SCHMIDT. Yes, sir; I paid it to them in the bank.

Senator CURTIS. Do you know that Indian?

Mr. SCHMIDT. Only with this letter of identification.

Senator CURTIS. Signed by whom?

Mr. SCHMIDT. By Mr. Conine. The letter is as follows:

The man presenting this is Wah-sko-tah. I know him better than most of the Indians on account of him being a notorious old drunkard. He will be introduced to you by Alexander and wants to draw all his money. I think he is going to Chihuahua and wants to take his money with him.

R. C. CONINE.

P. S.—I am willing to be responsible for this being the right man.

R. C. C.

Stamped: First National Bank, Eagle Pass, Texas, May 10, 1907.

I propounded some questions to him—that was when I wanted to be a little sure; some Indians said they did not get their money, and of course some of them looked alike to me, and I took the precaution of taking a photograph in our bank office [exhibiting photograph].

Senator CURTIS. Who are these three parties?

Mr. SCHMIDT. Tony Alexander and Chawkasot. I ask whether the balance was correct and he speaks a little English he said yes.

Senator CURTIS. The next is Wah-pah-rose, \$1000.

Mr. CRESSON. Excuse me. Was that the right man who have gotten that money?

Mr. BENTLEY. Yes, sir.

Mr. SCHMIDT. Wah-pah-rose. January 17, 1906, paid to person \$500; witnessed by William Murdock and F. E. Check dated October 30, paid in person \$200; witnessed by our keeper, William Howser, jr. Check dated November 12, and December 20, pay to the order of M. J. Bentley, or Border National Bank, \$265, settlement in full. I do not know what this is. is that, Mr. Bentley?

Mr. BENTLEY. Settlement in full for all demand.

Mr. SCHMIDT. It is signed by M. J. Bentley. This check indorsed by Martin J. Bentley, per Ben. V. King, attorney. This was signed by Wah-pah-rose. The first two checks were signed. When this check was presented our records do not show it signed, and we would not pay it without a guaranty; so we indorsed it the Border National Bank—which had the check at that time. They had better put it in the hands of an attorney and let him sign it, which they did, and he was cited and came in the bank for his death. I said, "You drew a check for \$265." He said, "Yes." "Did you sign that?" He said, "Yes." I said, "Why didn't you give us your signature?" He did not know what to say, and "Go on up to the court-house before we take you in, and come and settle this thing."

Senator CURTIS. You knew him then?

Mr. SCHMIDT. Yes, sir; I knew him just like all the other identification. December 20, favor of Ben. V. King, court \$6.75. December 21, payable to himself, \$28.25.

Senator CURTIS. The next is Kah-tah-kah-ho-ko.

Mr. SCHMIDT. Check dated January 1; paid January 3, for Genaro Guajardo, \$100; witness to mark, Mack Johnson and Santos; indorsed by Guajardo and Conine. Another check dated March 6, paid March 11, \$165.50; witness to mark, A. T. Brown, I. C. Grimes, and witness on the back, Tony Alexander.

Senator CURTIS. Do you know that Indian?

Mr. SCHMIDT. No, sir.

Senator CURTIS. Do you know whether he put the money in the bank that put in by the other parties?

Mr. SCHMIDT. No, sir; that was by one of the parties.

Senator CURTIS. The one put in by the other parties?

Mr. SCHMIDT. Yes, sir. Here is a check dated March 6, March 11, payable to Mack Johnson for \$34.50; witness to mark, A. T. Brown and I. C. Grimes; indorsed by Mack Johnson.

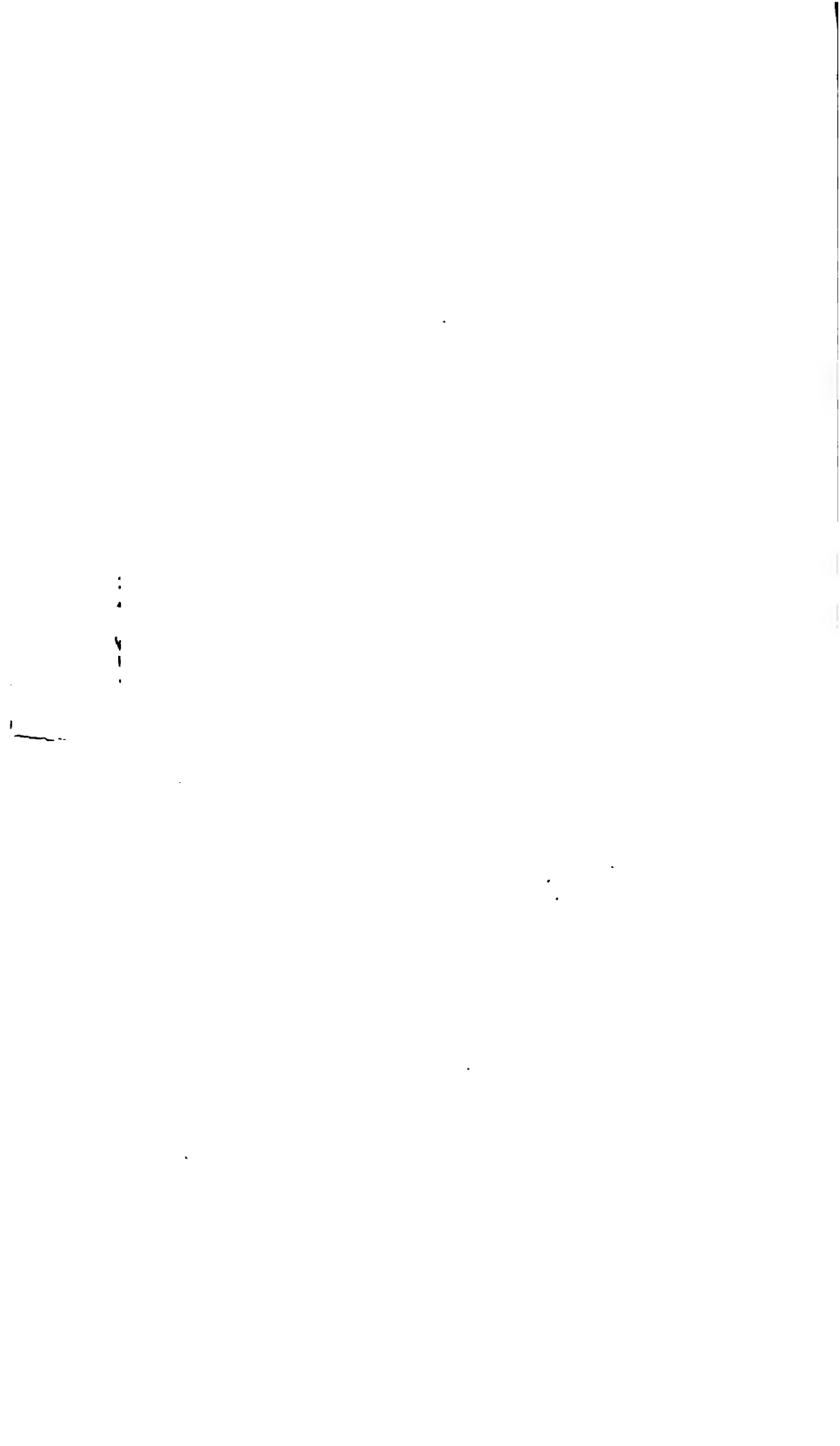
Senator CURTIS. The next is Pah-pe-sack.

Mr. SCHMIDT. Check dated January 1, paid January 3; paid to Jesus Garza Jimenez, \$300; witness to mark, Mack Johnson and A. J. Santos; indorsed by Jesus Garza Jimenez.

Senator CURTIS. There is a balance due there of \$200. Was that party ever in your bank?

Mr. SCHMIDT. Not to my knowledge.

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Senator CURTIS. The next is Pah-kone.

Mr. SCHMIDT. Check dated December 11, paid December 12; favor of R. C. Conine; witness to her mark, Mack Johnson and W. C. Grimes; indorsed by R. C. Conine. Check dated January 1, paid January 3, favor of Genaro Guajardo, \$100; witness to mark, Mack Johnson and A. J. Santos; indorsed by Conine.

Senator CURTIS. Was that party ever in your band that you know of?

Mr. SCHMIDT. No, sir.

Senator CURTIS. The next is Pah-nah-ka-the, \$400.

Mr. SCHMIDT. Check dated January 1, in favor of Jesus Garza Jimenez, \$200; mark witnessed by Mack Johnson and A. J. Santos; indorsed by Jiminez to Conine; indorsed by R. C. Conine.

Senator CURTIS. There is a balance there of \$200. I will ask you if that party was ever in your bank that you know of?

Mr. SCHMIDT. No, sir; not to my knowledge.

Senator CURTIS. The next is Pequa.

Mr. SCHMIDT. Check dated January 1, paid January 3; favor of Jesus Garza Jiminez, \$200; witness to mark, Mack Johnson and A. J. Santos; indorsed by Jiminez and Conine.

Senator CURTIS. Are there any more?

Mr. SCHMIDT. That is all.

Senator CURTIS. I wish you would let us have a copy of this paper if it is possible.

Mr. SCHMIDT. I will furnish you a copy.

The CHAIRMAN. Do you gentlemen desire to ask Mr. Schmidt any questions?

Mr. BENTLEY. Not at this time, but I would like to call Mack Johnson to testify with reference to these checks.

Mr. CRESSON. Mr. Schmidt, you know Mack Johnson's signature, do you?

Mr. SCHMIDT. Yes, sir.

Mr. CRESSON. That was undoubtedly his signature, was it not?

Mr. SCHMIDT. Yes, sir.

Mr. CRESSON. Do you know those other people—Conine, Santos, and the others?

Mr. SCHMIDT. I do not know Santos's signature.

Mr. CRESSON. Do you know Kishketon's?

Mr. SCHMIDT. Yes, sir; and I know L. C. Grimes's signature very well.

Mr. CRESSON. The only signature that you do not know is that of Santos? And you had one signature on those checks that you always knew?

Mr. SCHMIDT. Yes, sir. The only way I had of knowing the signature was when I saw the man sign it himself; I knew it in that way.

There being no further questions, the witness was excused.

GRIF STONE, having been first duly sworn by the Chairman, testified as follows:

Senator CURTIS. What is your official position?

Mr. STONE. Justice of the peace.

Senator CURTIS. How long have you been a justice of the peace?



Mr. STONE. About five years.

Senator CURTIS. I wish you would look at that young lady sitting there and state if you know her [indicating Quatoquaquah].

Mr. STONE. I think I do.

Senator CURTIS. I will ask you to state if you remember performing a marriage ceremony between that young woman and an Indian boy sometime in June, 1907?

Mr. STONE. I remember marrying a couple of Indians, yes, sir; I do not know whether this was one of them or not.

Senator CURTIS. You can not identify her as one of them?

Mr. STONE. No, sir.

Senator CURTIS. You married three of them, did you not?

Mr. STONE. I married three couples, yes, sir.

Senator CURTIS. At about the same time?

Mr. STONE. Yes, sir.

Senator CURTIS. But you do not recognize this woman here as one of the number?

Mr. STONE. She looks to me like one, but I am not sure.

Senator CURTIS. Who paid you for your services?

Mr. STONE. Well, the American man paid me for it.

Senator CURTIS. Do you remember his name?

Mr. STONE. No, sir; he did not give me his name.

Senator CURTIS. What kind of looking man was he?

Mr. STONE. I think he had a scar on his mouth and a kind of beard.

Senator CURTIS. And red chin whiskers?

Mr. STONE. Yes, sir; I think they called him Alexander. I have heard the name around the court-house. Of course he was frequently here.

Senator CURTIS. How many marriage ceremonies did he pay you for?

Mr. STONE. He paid me for two.

Senator CURTIS. You are sure he did not pay you for three. are you?

Mr. STONE. I do not think so.

Senator CURTIS. What, if anything, did he say to you upon either of the occasions?

Mr. STONE. Well, he never said anything to me. The first one as I remember, I was at home, and it was raining, and the county clerk.

Mr. Lege, and that man came to my house and asked me to come up to the court-house and marry a couple, and I came up here and married them.

Senator CURTIS. They did not tell you why they wanted to get married?

Mr. STONE. No, sir.

Senator CURTIS. Did they in any case tell you why they wanted to get married?

Mr. STONE. No, sir; they did not. The time of the last one I came up in a hurry and just married them and went away.

Senator CURTIS. But this man you know paid you upon two different occasions?

Mr. STONE. I am quite sure that he paid me on two occasions.

Senator CURTIS. Did the Indians pay you on either of the three occasions?

Mr. STONE. No, sir.

Senator CURTIS. It was always paid by some other person, was it?

Mr. STONE. Yes, sir; by some other person.

Senator CURTIS. Neither of the marrying parties—neither the man or woman paid?

Mr. STONE. No, sir; we had an interpreter.

Senator CURTIS. Who was the interpreter?

Mr. STONE. I think it was Mack Johnson, but I am not sure.

Senator CURTIS. Is that the one right there [indicating Mack Johnson]?

Mr. STONE. No, I do not think it was he.

Mr. BENTLEY. Would you know the Indian's name if you heard it? Was it Kishketon?

Mr. STONE. I think it was that man who interprets—that we had up here the last time.

Mr. BENTLEY. That was Kishketon.

Mr. STONE. I think that was the one who interpreted.

Mr. EMBRY. In this connection, I would like to ask Mack Johnson a few questions.

There being no further questions, the witness was excused.

MACK JOHNSON recalled for further examination.

Mr. EMBRY. I want to ask you one or two questions. Do you know this young lady present—Quatoqua?

MACK JOHNSON. Yes, sir.

Mr. EMBRY. Do you know the boy to whom she was married—Nah-ah-che-thot?

MACK JOHNSON. Yes, sir.

Mr. EMBRY. He went back to Oklahoma recently, did he not?

MACK JOHNSON. Yes, sir.

Mr. EMBRY. You went back with him on the train, did you?

MACK JOHNSON. Yes, sir.

Mr. EMBRY. Did his wife go with him?

MACK JOHNSON. No, sir.

Mr. EMBRY. Did a woman go with him claiming to be his wife?

MACK JOHNSON. No, sir.

Mr. EMBRY. Did you see this woman before you left, going to Oklahoma?

MACK JOHNSON. No, sir.

Mr. EMBRY. And no one went back with him?

MACK JOHNSON. No, sir.

Mr. EMBRY. Had the woman gone back with him you would have seen her and would have known it?

MACK JOHNSON. Yes, sir.

Mr. EMBRY. Do you know whether there is a Quatoqua up in Oklahoma now claiming to be this man's wife?

MACK JOHNSON. Yes, sir.

Mr. EMBRY. There is one by that name up there now, is there?

MACK JOHNSON. Which man's wife?

Mr. EMBRY. This Nah-ah-che-thot?

MACK JOHNSON. He has no wife.

Mr. EMBRY. Is there not a woman up at Oklahoma now claiming to be his wife?

MACK JOHNSON. No, sir.

Mr. CRESSON. What is that woman's name?

MACK JOHNSON. Quoto-qua.

CHAIRMAN. The other is an old woman.

There being no further questions, the witness was excused.

T. J. MURRAY was first duly sworn by the chairman and testified as follows:

Senator CURTIS. Where do you live?

Mr. MURRAY. At Eagle Pass, Tex.

Senator CURTIS. How long have you lived in Eagle Pass?

Mr. MURRAY. About three years or a little over.

Senator CURTIS. Do you hold any official position in this city.

Mr. MURRAY. Yes, sir; I am a notary public.

Senator CURTIS. How long have you been a notary public?

Mr. MURRAY. A couple of years, or very nearly that; I think maybe a little over that, but I am not sure.

Senator CURTIS. Were you a notary public during the months of May, June, July, and August of last year, and have you been since that time?

Mr. MURRAY. Yes, sir.

Senator CURTIS. Are you acquainted with L. C. Grimes and R. C. Conine?

Mr. MURRAY. Yes, sir.

Senator CURTIS. Do you remember of Mr. Grimes and Mr. Conine and Mr. Chapman and other men being here last year endeavoring to buy land of certain Indians?

Mr. MURRAY. I remember Mr. Grimes and Mr. Conine being here, and a man by the name of "Red" Brown—he was called that by nickname; he was sandy complexioned; I do not remember his initials—and Mr. Chapman, I think I remember him, but I do not know him very well; I think he was here and I think I met him.

Senator CURTIS. What Indians did they have before you?

Mr. MURRAY. Several; I could not give you their names.

Senator CURTIS. Do you know what tribe they belong to?

Mr. MURRAY. The Kickapoos, and they might have had one or two nacimientos.

Senator CURTIS. Do you mean the Kickapoos from Oklahoma?

Mr. MURRAY. Well, from Oklahoma or Muzquiz; most of them I believe claimed to be from Muzquiz. They were known as the Mexican Kickapoo Indians, coming from Oklahoma to locate down there.

Senator CURTIS. In other words, the Kicking Kickapoos?

Mr. MURRAY. I do not believe I ever heard that name applied to them.

Senator CURTIS. Now, I will ask you to state to the committee if you took any acknowledgments.

Mr. MURRAY. Yes, sir; several. Eight, I think.

Senator CURTIS. At whose request?

Mr. MURRAY. Well, at the request of these parties; I took some at the request of Mr. L. C. Grimes and some at the request of Conine, and I may have taken one at the request of Alexander—maybe one or two; I can not remember.

Senator CURTIS. Did they have the Indians present each time?

Mr. MURRAY. Yes, sir.

Senator CURTIS. Did you make any record of the acknowledgments?

Mr. MURRAY. Yes, sir; I made some record.

Senator CURTIS. Have you that record with you?

Mr. MURRAY. Yes, sir.

Senator CURTIS. Please produce it.

Mr. MURRAY. Do you want me to read the record?

Senator CURTIS. Certainly.

Mr. MURRAY. It is in connection with a great many other acknowledgments. The first acknowledgment was taken before me on the 31st day of July, 1906.

Senator CURTIS. Please state who executed the deed.

Mr. MURRAY. Cha-cha-ko-the-wa. The English names is John Snake, I believe.

Senator CURTIS. Did any woman sign with him?

Mr. MURRAY. No, sir; no woman.

Senator CURTIS. Who was the deed made to?

Mr. MURRAY. R. C. Conine, Muzquiz, Mexico.

Senator CURTIS. It was made to Conine, who lives at Muzquiz?

Mr. MURRAY. Yes, sir; Conine was the grantee.

Senator CURTIS. Does your record give the consideration?

Mr. MURRAY. No, sir.

Senator CURTIS. Does it give the description of the property?

Mr. MURRAY. Yes, sir; the description is the E.  $\frac{1}{2}$  SE.  $\frac{1}{4}$  sec. 10, T. 10 N., R. 3 E., undivided one-fourth of 80 acres in Pottawatomie County, Okla.

Senator CURTIS. What was the consideration?

Mr. MURRAY. I do not remember.

Senator CURTIS. Do you remember who brought that Indian there?

Mr. MURRAY. I think Mr. Grimes, but I am not sure. He introduced the party, and Mack Johnson came with them as interpreter.

Senator CURTIS. What was the condition of the Indian that day, if you can remember?

Mr. MURRAY. He was sober—that is, I say sober—he possibly might have had a drink, but I did not notice it if he did. I would not have taken his acknowledgment if he had been intoxicated.

Senator CURTIS. What was the next one?

Mr. MURRAY. The next one was taken on the same day—Pas-ko-nah-ah.

Senator CURTIS. Who was that to?

Mr. MURRAY. That one, I have not got the grantee's name; that is one defect in the record. I investigated it afterwards, but I did not make the correction in my record, because it was after this.

Senator CURTIS. Who witnessed the signature?

Mr. MURRAY. He was introduced by L. C. Grimes and Mack Johnson; I do not know whether L. C. Grimes was a witness to the transaction or not.

Senator CURTIS. Have you the consideration in your record?

Mr. MURRAY. No, sir; it is not stated.

Senator CURTIS. What is the description?

Mr. MURRAY. The N.  $\frac{1}{2}$  NE.  $\frac{1}{4}$  sec. 31, T. 12 N., R. 2 E. of the Indian meridian, Lincoln County, Okla. I will say in this connection that I think this deed was made to Mr. Chapman, but I am not

sure. My recollection is that I drafted the deed. There was no form from which I drafted the deed, and he told me he was not sure about the grantee, that he was wiring Mr. Grimes. He told me that, and that probably accounts for the omission in my record.

Senator CURTIS. Was the grantee's name written in before you delivered the deed, or did you have to hold the matter up until you got the wire back?

Mr. MURRAY. I held the matter up about filling in the deed. I probably made this entry on the record and filled it in, except taking the acknowledgment, and he came and told me who to put in as the grantee, and I put it in, and evidently I made this notation on my record and did not complete the record. I think it was Mr. Chapman.

Senator CURTIS. Please give us the next one?

Mr. MURRAY. The next one is Pah-pah-me-na-ko-the.

Senator CURTIS. To whom was that deed made?

Mr. MURRAY. R. C. Conine and Carmon Conine, of Musquiz, Mexico.

Senator CURTIS. For what property?

Mr. MURRAY. The N.  $\frac{1}{2}$  SW.  $\frac{1}{4}$  sec. 12, T. 10 N., R. 3 E., of Indian meridian; allottee, Ta-ha-kah-me.

Senator CURTIS. Does the deed indicate, or does your record indicate, whether the party was married—

Mr. MURRAY. Yes, sir. It does not indicate the name of the wife, but where there is a wife she is always put in the record.

Senator CURTIS. Then, where you have not given the name of the wife the presumption is that they were unmarried.

Mr. MURRAY. Yes, sir; but if they did not say they were unmarried I might have taken the acknowledgment and they still be married.

Senator CURTIS. Now, please give us the next one.

Mr. MURRAY. I should say that William Murdock was the interpreter in that case, and Albert Ihnkin. The next one was made on November 3, 1906.

Senator CURTIS. Who made that deed?

Mr. MURRAY. Py-atho and husband. I have not given her husband's name but it says "husband."

Senator CURTIS. To whom?

Mr. MURRAY. To R. C. Conine.

Senator CURTIS. Please read the description.

Mr. MURRAY. The E.  $\frac{1}{2}$  SE.  $\frac{1}{4}$  sec. 10, T. 10 N., R. 3 E., of the Indian meridian, Pottawatomie County, Okla.; conveys an undivided one-third.

Senator CURTIS. Who witnessed that?

Mr. MURRAY. I have not got the names of the witnesses. It was, however, witnessed, but I have not given the names in my record here. I failed to do that.

Senator CURTIS. Now, please give us the next one.

Mr. MURRAY. The next is a deed by the same party and her husband.

Senator CURTIS. To whom?

Mr. MURRAY. To R. C. Conine, dated twelve days later, November 24, 1906.

Senator CURTIS. Please state what land that conveyed.

Mr. MURRAY. The W.  $\frac{1}{2}$  SE.  $\frac{1}{4}$  sec. 10, T. 10 N., R. 3 E., of the Indian meridian, Pottawatomie County, Okla.

Senator CURTIS. Who witnessed that?

Mr. MURRAY. I have not the names of the witnesses; they were all witnessed, but sometimes I did not put them in the record; I frequently did not.

Senator CURTIS. Now, please give us the next.

Mr. MURRAY. The next is Ta-pah-she.

Senator CURTIS. To whom did that man sell?

Mr. MURRAY. To John Garrett, Shawnee, Okla.

Senator CURTIS. There is no indication that there is a wife in that case?

Mr. MURRAY. No, sir; there is no indication of that.

Senator CURTIS. Who witnessed that?

Mr. MURRAY. I have not the names of the witnesses.

Senator CURTIS. What is the description of the land?

Mr. MURRAY. S.  $\frac{1}{2}$  SE.  $\frac{1}{4}$  sec. 18, T. 11 N., R. 3 E., of the Indian meridian, Pottawatomie County, Okla.

Senator CURTIS. Please give us the next?

Mr. MURRAY. The next is a deed made on the 18th day of June, 1907.

Senator CURTIS. To whom was it made?

Mr. MURRAY. It was made to Martha A. Grimes, of Harrah, Okla.

Senator CURTIS. Who sold it?

Mr. MURRAY. Nah-ah-che-thot and Qua-to-qua, his wife, of Muzquiz, Coahuilla County, Mexico.

Senator CURTIS. Was that the same woman who has been here?

Mr. MURRAY. Yes, sir.

Senator CURTIS. She is the identical woman—the woman whose testimony was taken here this morning?

Mr. MURRAY. Yes, sir.

Senator CURTIS. She signed it as that man's wife, did she?

Mr. MURRAY. Yes, sir.

Senator CURTIS. What land is conveyed in that deed?

Mr. MURRAY. The W.  $\frac{1}{2}$  NW.  $\frac{1}{4}$  sec. 24, T. 12, R. 1 E., of the Indian meridian, and the E.  $\frac{1}{2}$  NW.  $\frac{1}{4}$  sec. 24, T. 12 E.; also the W.  $\frac{1}{2}$  NE. sec. 24, T. 12, R. 1 E., Oklahoma County, Okla.

Senator CURTIS. Who was the witness to that deed?

Mr. MURRAY. George Kishketon seems to have been the interpreter, and I suppose was also the witness; he is one of the witnesses I know. The interpreter was always used as one of the witnesses.

Senator CURTIS. Did you inquire anything about the ages of these parties?

Mr. MURRAY. No, sir; but I have been informed something about it.

Senator CURTIS. Did you look at the boy, and did he appear to be under age?

Mr. MURRAY. Yes, sir; he looked to me to be under age; I was satisfied that he was under age.

Senator CURTIS. He looked to be under age, and you were satisfied that he was under age?

Mr. MURRAY. Yes, sir; I was satisfied he was, and I was satisfied the girl was under 21; in fact, I had heard something about the fact

that there had been a marriage the night before; I heard something of it, but I did not know anything about it.

Senator CURTIS. How did the boy look, as if he had been on a drunk?

Mr. MURRAY. No, sir; I did not notice anything of that kind, but he looked to me to be about 17 years old or something of that kind: he did not look to be older than that; she looked about as she does now.

Senator CURTIS. Who was that deed made to?

Mr. MURRAY. It was made to Martha A. Grimes; I understood that was L. C. Grimes's wife—I got that impression somewhere.

Senator CURTIS. Did you take any other acknowledgments?

The CHAIRMAN. That was the next day after the proposed marriage?

Mr. MURRAY. Yes, sir; I think so; the very next day. I will say in connection with this matter, if the committee desires, that prior to this some time, I think, Mr. Grimes came to my office and asked me about what effect the marriage would have upon the right of a man to convey his property who was under 21 years of age, and I told him it would be governed by the State in which the land was located.

Senator CURTIS. That is, by the laws of the State?

Mr. MURRAY. Yes, sir; by the laws of the State in which the land was located, but in Texas it would not have any effect at all. If he was not of age it would not qualify him, but in this State it would qualify a woman if she was old enough to be married, and was married, it would qualify her to convey her property.

Senator CURTIS. You asked him that question before the deed was acknowledged?

Mr. MURRAY. Yes, sir.

Senator CURTIS. And before the marriage?

Mr. MURRAY. Yes, sir; I think it was.

Senator CURTIS. What Grimes was that?

Mr. MURRAY. I think it was L. C. Grimes; it was the man who introduced them—that is my recollection.

Senator CURTIS. You are sure he talked with you with regard to the effect of the marriage?

Mr. MURRAY. I told him if the land was located in Oklahoma it would be governed by the Oklahoma law, and I did not know what that was, and he went on to say that Judge Somebody had told him something about the law, and I told him I could not advise him.

Senator CURTIS. Please give us the next.

Mr. MURRAY. Puck-ke-shin-no. It would probably be justice to say that in connection with this marriage there was a remark made in the presence of these two Indians, but I do not know whether they understood it. I do not believe they understand English; they do not seem to. The remark was to the effect that they had been living together as man and wife under an Indian marriage for years before this. This was Quotoqua, who was here this morning, and Puck-ke-shin-no. That was a deed to Martha A. Grimes, dated the 18th day of June, 1907.

Senator CURTIS. Please give the description of that property.

Mr. MURRAY. Allotment No. 245, sec. 12, T. 10, R. 3 E., of Indian meridian, Pottawatomie County, Okla.

Senator CURTIS. What is the date of that deed?

Mr. MURRAY. It is dated the 18th day of June, 1907. That was to Martha A. Grimes, of Harrah, Okla., and witnessed by L. C. Grimes, of Harrah, Okla. That was all the description that was given. It seems to have been a whole section.

Mr. EMBRY. That is, 80 acres?

Mr. MURRAY. That is the memorandum I have here.

Senator CURTIS. You took that from the deed?

Mr. MURRAY. Yes, sir.

Senator CURTIS. And copied the description in your record that was given in the deed the day you took the acknowledgment?

Mr. MURRAY. It was not in full.

Senator CURTIS. But you got that description of the land?

Mr. MURRAY. Yes, sir; that is in the deed; everything I have here was in the deed; everything with regard to the description here is in the deed.

Senator CURTIS. Have you a record of any other acknowledgments that you took?

Mr. MURRAY. No, sir; that is all.

Senator CURTIS. Now, please inform the committee who paid you for taking those various acknowledgments?

Mr. MURRAY. The man who introduced them.

Senator CURTIS. Did the Indians pay you at any time?

Mr. MURRAY. No, sir; they did not.

Senator CURTIS. The acknowledgments, then, were always paid for by Mr. Grimes or Mr. Chapman, or whoever brought the Indians to you?

Mr. MURRAY. Yes, sir; and for drafting the deed; I drafted most of the deeds.

Senator CURTIS. You may state if any money was paid to the Indians, or any of them, in your presence.

Mr. MURRAY. Yes, sir; most of them.

Senator CURTIS. How much money was paid?

Mr. MURRAY. Why, various sums; generally the sum that was stated as the consideration in the deed. However, I think in this last deed of Puck-ke-shin-no's, I do not think any money was paid in that case, and my understanding was that he was a man who could talk some English; that was my recollection of him, and my understanding was that he had made a deed of the same property before that. I gathered that from the talk down in Mexico, and that they were attempting to correct some irregularity in the description of the deed. There was a misdescription, or something of the kind. The first time they brought him there he was intoxicated and I refused to take his deed, and Mr. Conine was present, and Mr. Conine said, "Yes; I won't ask the judge to take the deed; you are too drunk;" but he was not really so drunk as he was making out. But he wanted the deed made, and I said to him, "No, you come back some other time;" and he seemed to be teasing Conine and those parties about it. They were very anxious to get his deed, and he had a great deal to say about it, and he pretended as if he did not understand. He was afraid he was conveying some other land; but when he finally came in there he located the land, and it seems to have been land near the county line of Pottawatomie County, but in Pottawatomie County right near the line. It seems that he had some land at another place.



Senator CURTIS. Now, at the time that this deed was given by this man and woman—the woman who was here a few moments ago—was any money paid at that time?

Mr. MURRAY. I am not sure as to whether there was or not. If it recites the consideration it was paid in money or notes, I am not sure. It seems to me there were some notes given in connection with that, and it was stated that this land was all in litigation; they did not know whether they would get the title or not.

Senator CURTIS. I did not give you the name; I mean the woman who was here this morning, as a witness, and who it was supposed was married the day before you took the acknowledgment.

Mr. MURRAY. Yes, that is the woman I am talking about; Quatoqua and Puck-ke-shinno. I would not be sure about that because I made no notation, but in that case I do not think the money was paid over. In some cases I counted the money out to the parties myself; my acquaintance with them was by introduction and examination of the Indians through the interpreter under oath as to who they were. Some of them I had seen a good many times, however, prior to that, but I could not now tell whether in every instance, by going through this record, it was a man or woman that made the deed.

Mr. EMBRY. Mr. Murray, personally you do not know any of these Indians, do you?

Mr. MURRAY. I only knew them by introduction. I guess I have seen John Snake around here off and on ever since the Indians have been coming here, and have probably noticed him.

Mr. EMBRY. But as to the others, you only knew them by the identification?

Mr. MURRAY. By the introduction and identification; that was all. I probably could recognize them just as I could recognize this woman, but as to whether they were really the people who they represented themselves to be I only derived it from giving credit to the witness who introduced them.

There being no further questions the witness was excused.

MACK JOHNSON, recalled for further examination:

Senator CURTIS. Were you over at the San Francisco judge's house when the Indians were called down there last winter?

MACK JOHNSON. Yes, sir.

Senator CURTIS. What can you tell the committee with regard to some deeds or some papers being made there—do you know anything about that—as to what was done there at that time?

MACK JOHNSON. Yes, sir.

Senator CURTIS. I wish you would tell the committee all that you know about it.

MACK JOHNSON. I do not know what day it was.

Senator CURTIS. Was it about New Year's Day?

MACK JOHNSON. It was somewhere along last winter, and the judge came over there to the camp—to the village in the morning, and told me to get into the buggy, and he took me over.

Senator CURTIS. You went over to his house, did you?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Was that the man that they call Santos?

MACK JOHNSON. Yes, sir; Santos. I came home the night before that morning drunk. That morning I thought he was going to have me arrested, but when we came over there we just got off there at Guajardo's house. Me and Watheck-cona were together.

Senator CURTIS. Who else was there?

MACK JOHNSON. That was all; just two Indians were there in the house—in the room.

Senator CURTIS. What white people were there?

MACK JOHNSON. Conine.

Senator CURTIS. Were there any other white men there?

MACK JOHNSON. No, sir.

Senator CURTIS. Now, what did you do?

MACK JOHNSON. Nothing. We just stayed there. I saw Conine write the papers, and after he wrote it Santos wrote it again, and the next I wrote it. They did not tell me what for.

Senator CURTIS. You just signed, did you?

MACK JOHNSON. I just signed them. They did not tell me what for. Watheckona was there. We asked him what for, and they told me it was all right.

Senator CURTIS. Here is a check dated the 1st of last January for \$100 and signed by Kah-tah-kah-ho-ko, and you signed it as a witness. It is payable to Mr. Guajardo. Do you know anything about that check?

MACK JOHNSON. No, sir; not that time.

Senator CURTIS. Did you ever see Kah-tah-kah-ho-ko sign any check?

MACK JOHNSON. No, sir; not there.

Senator CURTIS. Or at any other time?

MACK JOHNSON. At Musquiz.

Senator CURTIS. You have seen her. For how much was the check that she signed at Muzquiz?

MACK JOHNSON. I think it was \$200.

Senator CURTIS. No such check appears here.

Mr. BENTLEY. This is the only one that he is a witness to her signing, or which was supposed to be signed at Muzquiz. Here is a check dated January 1, 1907, for \$300, to Jesus Garza Jiminez. Now, this is signed by Pah-pe-ack, and you are a witness to it. Do you know anything about Pah-pe-ack signing that check?

MACK JOHNSON. Whereabouts is it?

Mr. BENTLEY. It is dated at Eagle Pass.

MACK JOHNSON. No, sir.

Mr. BENTLEY. Did you ever witness when Pah-pe-ack made a check?

MACK JOHNSON. No, sir; I guess not.

Mr. BENTLEY. Here is another check made payable to R. C. Conine, dated December 11, 1906, and signed by Pah-kone.

MACK JOHNSON. I do not know. We met Pah-kone out by the ranch and Conine said to touch it, but I did not see her sign it. Conine told her to go ahead and sign it. He came from here.

Mr. BENTLEY. What, if anything, did Conine say to her?

MACK JOHNSON. Pah-kone—I did not hear him; he said he talked to her, but he said she should sign this paper; he had brought it over to the hotel.

Senator CURTIS. He told you that she had signed it?

MACK JOHNSON. Yes, sir.

Senator CURTIS. And told you to witness her signature?

MACK JOHNSON. Yes, sir.

Senator CURTIS. And then you did it, taking his word for it?

MACK JOHNSON. Yes, sir.

Senator CURTIS. I say you took his word for it that she had signed it—you believed what he had told you?

MACK JOHNSON. Yes, sir; that is what I thought.

Senator CURTIS. You thought so because he said so; you did not see her sign it?

MACK JOHNSON. No, sir.

Senator CURTIS. Was she there when you signed your name?

MACK JOHNSON. No, sir; not at the hotel; we met him.

Mr. BENTLEY. Here is another check, dated January 1, 1907, signed by Pah-kone, for \$100; witness, Mack Johnson. Do you know anything about that \$100 check; did you witness that?

MACK JOHNSON. No, sir.

Senator CURTIS. You do not know anything about it?

MACK JOHNSON. No, sir.

Mr. BENTLEY. Here is a check signed by Pah-nah-ka-tho, dated January 1, 1907, and payable to the San Francisco judge; do you know anything about that?

MACK JOHNSON. No, sir.

Senator CURTIS. It is for \$200.

MACK JOHNSON. No, sir.

Mr. BENTLEY. Here is another check, dated January 1, 1907, for \$200, signed by Pequa. Did you see Pequa sign any check there?

MACK JOHNSON. No, sir.

Mr. BENTLEY. Is that your name there as witness—is that your handwriting?

MACK JOHNSON. Yes, sir; that is one that I signed—at the San Francisco ranch.

CHAIRMAN. He said he signed it, but he did not see him sign?

MACK JOHNSON. Yes, sir.

Mr. BENTLEY. You know Kah-kah-to-the-quah?

MACK JOHNSON. Yes, sir.

Mr. BENTLEY. Did you ever see her sign any check for anybody?

MACK JOHNSON. No, sir.

Mr. BENTLEY. Here is a check for \$650, dated January 1, 1907, bearing your name as witness to her mark.

MACK JOHNSON. I did not see her sign it.

Mr. BENTLEY. Here is another check to Mr. Conine, dated December 11, 1906, for \$120, witnessed by you. Do you know anything about Kah-kah-to-the-quah paying any money to Conine by check?

MACK JOHNSON. No, sir; he gave it out at the camp—out at the village—Mexican money.

Mr. BENTLEY. He gave Kah-kah-to-the-quah some Mexican money?

MACK JOHNSON. Yes, sir.

Mr. BENTLEY. How much?

MACK JOHNSON. One hundred dollars Mexican money.

Mr. BENTLEY. Did she give him a check when he gave her the money?

MACK JOHNSON. No, sir.

Mr. BENTLEY. What did he tell her?

MACK JOHNSON. He said he loaned it to her; that Conine had the check; he gave Kah-kah-to-the-quah \$100 and Conine made the check. This woman did not sign, but Conine made it to himself.

Mr. BENTLEY. Did he tell her he was loaning her some money?

MACK JOHNSON. Yes, sir.

Mr. BENTLEY. Who made her mark?

MACK JOHNSON. Mr. Conine.

Mr. BENTLEY. Now here is a check dated last November and signed by Ka-te-quah and witnessed by you and R. C. Conine. Do you remember that \$300 check?

MACK JOHNSON. Yes, sir.

Mr. BENTLEY. Do you know how your sister came to sign that? Did she sign that check here at the First National Bank?

MACK JOHNSON. Yes, sir.

Mr. BENTLEY. What did Conine tell her when she signed it?

MACK JOHNSON. He told me get Ka-te-quah down here and told me he had loaned it to her—this money—until they would sell the land.

Mr. BENTLEY. Until she could sell her land?

MACK JOHNSON. Yes, sir; and Ka-te-quah said all right, take it.

Mr. BENTLEY. How much money did she get?

MACK JOHNSON. Three hundred dollars.

Mr. BENTLEY. Here is another check witnessed by you and signed by Ka-te-quah for \$100, and also witnessed by Conine; what do you know about that check?

MACK JOHNSON. Yes, sir; I know.

Mr. BENTLEY. How came Ka-te-quah to get that money—to make that check?

MACK JOHNSON. She came over here personally to the bank.

Mr. BENTLEY. Did she understand that she was getting paid for her land?

MACK JOHNSON. She asked \$150 more, to borrow of Conine, and Conine said, "I will let you have \$100 more."

Mr. BENTLEY. He would loan it to her?

MACK JOHNSON. Yes, sir.

Senator CURTIS. Then instead of signing check she thought she was signing a note; she understood that she was borrowing the money?

MACK JOHNSON. No, sir; she knows check.

Senator CURTIS. She thought she was getting her own money?

MACK JOHNSON. No, sir.

Senator CURTIS. Did she think it was his check that he was giving to her to get the money on, or that she was drawing her own check?

MACK JOHNSON. No, sir; she thought Conine had the check to loan it to her to get the money at the bank.

Senator CURTIS. She did not know she had any money there, did she?

MACK JOHNSON. No, sir.

Mr. BENTLEY. Here is a check signed by Tah-pah-he-ko-quah; that is Wah-pe-rose's sister—you know who I mean?

MACK JOHNSON. Yes, sir.

Mr. BENTLEY. This check is for \$500; it is witnessed by you and Santos, January 1, 1907?

MACK JOHNSON. She did not sign.

Mr. BENTLEY. Are you sure she did not sign?

MACK JOHNSON. Yes, sir.

Mr. BENTLEY. But you witnessed it?

MACK JOHNSON. Yes, sir.

Mr. BENTLEY. How came you to witness it?

MACK JOHNSON. He told me to go ahead and sign.

Mr. BENTLEY. Santos told you?

MACK JOHNSON. Yes, sir.

Mr. BENTLEY. Who is Santos?

MACK JOHNSON. He is a Mexican.

Mr. BENTLEY. What is he, a policeman or judge?

MACK JOHNSON. I do not know.

Mr. BENTLEY. Do they not call him a little judge down there?

MACK JOHNSON. I guess so; he arrested the men down there all the time.

Mr. BENTLEY. He called you and told you to sign it; did you think he would arrest you if you did not sign?

MACK JOHNSON. Yes, sir.

Mr. BENTLEY. Here is another check for \$550, and made the same time, January 1, 1907, payable to Guajardo, witnessed by you and by Santos, signed by Chawkeshe. Do you know anything about that check?

MACK JOHNSON. She did not sign.

Mr. BENTLEY. How did you come to witness it, then?

MACK JOHNSON. All these checks that he made in there about the San Francisco ranch he told us to go ahead and sign; we did not know what we signed for but the Indians in there, some of them in there; he did not go in the house.

Mr. BENTLEY. He would stay outside?

MACK JOHNSON. He would be down in the town.

Mr. BENTLEY. And he told you to put your name down to it and you did it, that is all. How did you come to sign your name to it as a witness?

MACK JOHNSON. He told me.

Mr. BENTLEY. Who told you?

MACK JOHNSON. Santos and Conine; they did not tell us what for. We did not know what these were.

Mr. BENTLEY. They just made the papers up and you signed, is that it?

MACK JOHNSON. Yes, sir.

Mr. BENTLEY. Here is a check for \$300, payable to Jesus Garza Jiminez. This is signed by Tom Smith—Ah-ne-sha-wah-ko. Was Tom Smith down there at that time?

MACK JOHNSON. Yes, sir.

Mr. BENTLEY. Did he sign any checks?

MACK JOHNSON. No, sir.

Mr. BENTLEY. Can you take that check and read it and tell the committee what it means? Read it for us, if you can.

MACK JOHNSON (after looking at check). No, sir; we signed these papers but we did not read these; just these papers.

Mr. BENTLEY. The paper was not written when you signed it; you mean there was no writing on it, but you just went ahead and signed it in the corner?

The CHAIRMAN. Do you mean that you signed your names here [indicating] without any writing in here [indicating]?

MACK JOHNSON. Just this here [indicating].

Mr. BENTLEY. Here is a check from Ah-na-tha-hah-quah to Guajardo for \$500, signed January 1, and bears your name as a witness. What do you know about it; do you think that was one that you signed before it was written out?

MACK JOHNSON. Yes, sir; some were yellow—these here papers, checks.

Mr. BENTLEY. Here is a check from Ah-che-che for \$500, made payable to Jesus Garza Jiminez, and is signed and witnessed by you; do you think that judge did not come down there that day at all?

MACK JOHNSON. No, sir.

Mr. BENTLEY. Here is one again of December 11; did they make checks two times down there; did you go down there twice to sign?

MACK JOHNSON. No, sir; one time.

Mr. BENTLEY. Here is a check from Paw-kaw-kah. If he signed a check could you make him understand what it was?

MACK JOHNSON. No, sir.

Mr. BENTLEY. He can not talk, can he?

MACK JOHNSON. No, sir.

Mr. BENTLEY. Did you ever see him sign a check at any time?

MACK JOHNSON. No, sir.

Mr. BENTLEY. Here is another check dated January 1, 1907, for \$200, witnessed by you and Santos; you do not know anything about that, do you?

MACK JOHNSON. No, sir.

Mr. BENTLEY. Here is a check from O-que-nah-ah-them. Do you know him?

MACK JOHNSON. Yes, sir.

Mr. BENTLEY. It is for \$450, dated January 1, 1907, in favor of Mr. Guajardo. What do you think about that check?

MACK JOHNSON. He did not sign it; he was around in the ranch, but he just came over there.

Mr. BENTLEY. He did not stop at all?

MACK JOHNSON. No, sir; he stopped, but he did not want to.

Mr. BENTLEY. Here is another check signed by Me-she-kah, \$300, dated January 1, 1907, and witnessed by you. Do you know of her making any checks over there last winter?

MACK JOHNSON. No, sir.

Mr. BENTLEY. Do you know Mah-tah-pene?

MACK JOHNSON. Yes, sir.

Mr. BENTLEY. Did he make any check over there last winter?

MACK JOHNSON. No, sir.

Mr. BENTLEY. Here is one for \$650, which has your name on it as a witness. It is dated January 1, 1907, signed by Mah-ta-pene, by mark. You never saw him sign it?

MACK JOHNSON. No, sir; he never signed it.

Mr. BENTLEY. Here is another Indian boy's check, Ma-ka-seah, \$550, and is witnessed by you; it is dated January 1, 1907. Now, did he sign that check, and was he around there at that time?

MACK JOHNSON. No, sir;

Mr. BENTLEY. Do you know where he was on January 1, 1907—that boy?

MACK JOHNSON. He was out hunting some time, I think.

Mr. BENTLEY. Now, think and see if you can not remember exactly where he was and where is he now?

MACK JOHNSON. He is at Oklahoma, Shawnee.

Mr. BENTLEY. When did he go to Oklahoma; do you remember when he left over there at the camp?

MACK JOHNSON. No, sir; some time in the spring.

Mr. BENTLEY. This is January 1, and when they were making these checks he had been gone long before that, had he not?

MACK JOHNSON. Yes, sir; he was not there.

Mr. BENTLEY. Here is a check signed by Mah-squa-ko. Do you know Mah-squa-ko?

MACK JOHNSON. Yes, sir.

Mr. BENTLEY. This check is for \$550, payable to Mr. Guajardo, made January 1, 1907, and it is witnessed by you. Do you know anything about it?

MACK JOHNSON. No, sir; she was down at the village.

Mr. BENTLEY. She did not come down there at all?

MACK JOHNSON. No, sir.

The CHAIRMAN. That is a woman, is it?

Mr. BENTLEY. Yes, sir. Now, here is another, Kee-ah-tha-com-oke-quah, for \$115, dated December 11, 1906, payable to R. C. Conine, witnessed by Mack Johnson and W. C. Grimes. Do you know anything about that?

MACK JOHNSON. No, sir.

Mr. BENTLEY. You did not see her sign it, did you?

MACK JOHNSON. No, sir.

Mr. BENTLEY. Here is another check for \$650 signed by this same girl, Kee-ah-tha-com-oke-quah, payable to the same man, Jesus Garza Jiminez, and signed by you. Do you know anything about her making a check for \$650?

MACK JOHNSON. No, sir; she was out of the village.

Mr. BENTLEY. She did not come down there, did she?

MACK JOHNSON. No, sir.

Mr. BENTLEY. Here is another check dated May 22, 1907, signed by Kee-ah-tha-com-oke-quah, the same girl; this check is for \$235, and it shows that she came over and got the money at the bank herself. Were you there at the bank when Kee-ah-tha-com-oke-quah got some money?

MACK JOHNSON. Yes, sir.

Mr. BENTLEY. Herself?

MACK JOHNSON. No, sir.

Mr. BENTLEY. Who got that money; who signed for her?

MACK JOHNSON. Mas-qua-tho.

Mr. BENTLEY. Do you know who brought Mas-qua-tho over there?

MACK JOHNSON. Yes, sir; Alec brought her.

Mr. BENTLEY. Do you mean Alexander?

MACK JOHNSON. Yes, sir.

Mr. BENTLEY. You witnessed the check there at the bank. Who interpreted that day?

MACK JOHNSON. Part me and part George Kishketon.

Mr. BENTLEY. Did you see Mas-qua-tho get this money?

MACK JOHNSON. Yes, sir.

Mr. BENTLEY. Then what did she do with it—where did you go

MACK JOHNSON. He just stayed over there all the evening and went down to Diaz, across the river.

Mr. BENTLEY. What did she do with the money when she got over there?

MACK JOHNSON. She gave it to Alec.

Mr. BENTLEY. Masquatho gave the money to Alec?

MACK JOHNSON. Yes, sir.

Mr. BENTLEY. That woman is a relation of yours, is she not—your brother's wife?

MACK JOHNSON. Yes, sir.

Mr. BENTLEY. She came along with your wife and you and Alexander?

MACK JOHNSON. Yes, sir.

Mr. CRESSON. Did you get any of that \$235?

MACK JOHNSON. No, sir.

Mr. CRESSON. Was George Kishketon there?

MACK JOHNSON. Yes, sir; I got \$60.

Mr. CRESSON. You got \$60, did you?

MACK JOHNSON. Yes, sir.

Mr. CRESSON. Out of \$235?

MACK JOHNSON. Yes, sir.

Mr. CRESSON. What month was it that Masquatho went up to the bank and represented herself to be somebody else, if you remember?

MACK JOHNSON. This spring.

Mr. CRESSON. What month was it that Masquatho went to the bank and represented that she was another woman and got this \$235—what time of the year was it—how long ago?

MACK JOHNSON. It was about six months ago.

Mr. BENTLEY. Do you know whether Kee-ah-tha-com-oke-quah herself was over here at any time; did you ever see her in Eagle Pass?

MACK JOHNSON. Yes, sir; I did one time.

Mr. BENTLEY. How long ago?

MACK JOHNSON. Last year some time.

Mr. BENTLEY. It was when she came down here, was it not?

MACK JOHNSON. I saw her at Eagle Pass.

Mr. BENTLEY. It was more than a year ago?

MACK JOHNSON. Yes, sir; she came with her father.

Mr. BENTLEY. Do you know her sister, Peme-pah-hone-quah?

MACK JOHNSON. Yes, sir.

Mr. BENTLEY. Did you ever see her over at Eagle Pass?

MACK JOHNSON. No, sir.

Mr. BENTLEY. Here is a check dated February 7, 1907, payable to R. C. Conine, for \$200, signed by Pem-e-pah-hone-quah, her mark, and witnessed by you and John Garrett. Do you know anything about that envelope?

MACK JOHNSON. Yes, sir; she did not come over here to Eagle Pass. Conine gave her \$200 in Mexican at the village.

Mr. BENTLEY. What did he tell her when he gave her that?

MACK JOHNSON. He said he would loan it to her. It was \$200 Mexican money.

Mr. BENTLEY. Here is a check for \$800, signed by Tah-pah-she, her mark—that is an old woman—and witnessed by you and R. C.



Conine. It is dated November 21, 1906, payable to cash. Do you know of her getting \$800 at the bank?

MACK JOHNSON. No, sir.

Mr. BENTLEY. Do you know who did draw it for her?

MACK JOHNSON. Yes, sir; Kah-kah-che drew it for her.

Mr. BENTLEY. Where does Kah-kah-che live?

MACK JOHNSON. At Nacimiento.

Mr. BENTLEY. Is she married?

MACK JOHNSON. Yes, sir.

Mr. BENTLEY. What is her man's name?

MACK JOHNSON. I do not know. He is an old man.

Mr. BENTLEY. State if you know what Kah-kah-che did with this money when she got it.

MACK JOHNSON. Conine got it all.

Mr. BENTLEY. You say Conine got it all?

MACK JOHNSON. Yes, sir; nearly all of it.

Mr. BENTLEY. Did you get any of it?

MACK JOHNSON. He gave me \$50 and the woman \$50.

Mr. BENTLEY. And he kept the \$700?

MACK JOHNSON. Yes, sir.

Mr. BENTLEY. Tah-pah-she was right here in town at that time, was she not?

MACK JOHNSON. There were a whole lot of Indians here. I do not know.

Mr. BENTLEY. Now, here is a check signed by Pum-y-tum-moke, her mark, dated January 1, 1907, for \$650, payable to Jesus Garza Jimenez, and witnessed by you. Do you know anything about her making that check?

MACK JOHNSON. No, sir.

Mr. BENTLEY. Here is another check for \$650, signed by Pah-e-nah, her mark, dated January 1, 1907, payable to Genaro Guajardo, witnessed by you. Do you know anything about that?

MACK JOHNSON. No, sir.

Mr. BENTLEY. You never saw her sign any check?

MACK JOHNSON. No, sir.

Mr. BENTLEY. Here is a check payable to R. C. Conine for \$150, dated February 2, 1907, signed by Wah-sko-tah, his mark, and is witnessed by you and John Garrett. Do you know anything about that?

MACK JOHNSON. Yes, sir. He was at the village. Conine gave him \$50 Mexican money.

Mr. BENTLEY. What did he tell him when he gave him the \$50 Mexican money?

MACK JOHNSON. He told him, "Your money is at Eagle Pass. If you want it now, I will give you \$50 if you give me check," and he said, "All right." He was drunk at the Pearson House.

Mr. BENTLEY. When you signed as witness at this San Francisco ranch, was W. C. Grimes, William Murdock, R. C. Conine, and John Garrett there?

MACK JOHNSON. No, sir; just Conine.

Mr. BENTLEY. Just Conine was there?

MACK JOHNSON. Yes, sir.

The witness was therefore excused.

MARTIN J. BENTLEY recalled for further examination:

Mr. BENTLEY. I have here a check signed by Ma-ka-seah, his mark, for \$550, dated at Eagle Pass, Tex., January 1, 1907, payable to Genaro Guajardo, witnessed by Mack Johnson and A. J. Santos, indorsed by R. C. Conine and the same Guajardo.

The CHAIRMAN. Are these the same parties?

Mr. BENTLEY. No, sir; it is different. This Kickapoo Indian, Ma-ka-seah, left Eagle Pass, Tex., on a round-trip ticket November 22, 1906, and proceeded direct to Shawnee, Okla., and is there yet.

The CHAIRMAN. Was he in this country at all when that check—or at the date that that check was given and claims to have been paid?

Mr. BENTLEY. I positively know that he was in Oklahoma at the time of the execution of this check.

The CHAIRMAN. How do you know that he was in Oklahoma?

Mr. BENTLEY. I bought him a ticket and sent him up there myself, and Mr. Ives made payments of money to him at different times.

The CHAIRMAN. Up there?

Mr. BENTLEY. Yes, sir; up there.

The CHAIRMAN. Then you know of your personal knowledge that he was not here?

Mr. BENTLEY. Yes, sir.

The CHAIRMAN. And could not have been here to sign that check as indicated?

Mr. BENTLEY. No, sir; because I am very certain from other inquiry that I have made that the Mexican who joined him in making his signature, perhaps never was on this side of the river; I know he was not here, and I know this Mexican was over there in Mexico on January 1, and along about that time.

The CHAIRMAN. Do you want to say anything about the other checks?

Mr. BENTLEY. No, sir; I do not know that it is necessary to encumber the record. I might say that this woman, Mas-qua-ko, has stoutly denied ever signing any check or deed.

The CHAIRMAN. Where is she now?

Mr. BENTLEY. She is in Oklahoma, and has insisted, or some of the Indians have, that some person other than herself was taken and impersonated her at some time to draw some money.

Mr. CRESSON. You do not know that personally; you are testifying to what the Indians said.

Mr. BENTLEY. Yes, sir; and usually they are pretty accurate.

The witness was thereupon temporarily excused, and the subcommittee subsequently adjourned until Monday morning, November 4, 1907, at 9 o'clock a. m.

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EAGLE PASS, TEX., *November 4, 1907.*

The subcommittee met at 9 o'clock a. m.

Present: Senators Teller (chairman) and Curtis; also Mr. John Embry, United States attorney for Oklahoma; Mr. C. C. Cresson, assistant United States attorney for the western district of Texas, and Martin J. Bentley, esq., attorney for the Mexican Kickapoo Indians.

JOHN CYRUS WELLER, having been first duly sworn by the chairman, testified as follows:

Senator CURTIS. Please state your name to the committee.

Mr. WELLER. John Cyrus Weller.

Senator CURTIS. Where do you live?

Mr. WELLER. In Kansas City, Mo.

Senator CURTIS. That is your home?

Mr. WELLER. Yes, sir.

Senator CURTIS. Where are you located at the present time?

Mr. WELLER. I am living at present 12 miles from Muzquiz, on the Hacienda de Las Rucias.

Senator CURTIS. In Mexico?

Mr. WELLER. Yes, sir.

Senator CURTIS. You are then in Mexico at the present time?

Mr. WELLER. Yes, sir.

Senator CURTIS. How long have you been in Mexico?

Mr. WELLER. Off and on for about three years. I have been there since December of this last year.

Senator CURTIS. How far is your ranch from the ranch or place occupied by the Kicking Kickapoo Indians of Oklahoma?

Mr. WELLER. It is just across the river; it adjoins them.

Senator CURTIS. It adjoins them across the river?

Mr. WELLER. Yes, sir.

Senator CURTIS. Please state to the committee if you are fairly well acquainted with the Kicking Kickapoo Indians?

Mr. WELLER. Yes, sir; I have seen them and know them personally—some of them; I have been hunting with some of them.

Senator CURTIS. Please state to the committee if since December it has been your habit to visit the city of Muzquiz frequently?

Mr. WELLER. Yes, sir; I have been in there for a period of once a week.

Senator CURTIS. Do you know Doctor Conine?

Mr. WELLER. Yes, sir.

Senator CURTIS. Do you know him very well?

Mr. WELLER. Yes, sir; I have been at his house and I have been at his office.

Senator CURTIS. How long have you known him?

Mr. WELLER. I have known him for about four years; I met him about that time, four years ago.

Senator CURTIS. Do you know L. C. Grimes, or a Mr. Grimes, who was here getting deeds from the Indians last year?

Mr. WELLER. Yes, sir.

Senator CURTIS. He was here last winter?

Mr. WELLER. Yes, sir.

Senator CURTIS. Do you know Mr. Chapman?

Mr. WELLER. I know him by sight; I have never met him personally.

Senator CURTIS. Do you know Mr. Al Brown?

Mr. WELLER. No, sir.

Senator CURTIS. How many of the men who were here with Mr. Chapman and Mr. Grimes and Mr. Conine do you know?

Mr. WELLER. I also knew Mr. Alexander.

Senator CURTIS. Was he the man with red chin whiskers?

Mr. WELLER. Yes, sir; and a hair lip.

Senator CURTIS. Please state to the committee if at any time any of the Kicking Kickapoo Indians visited your ranch?

Mr. WELLER. Yes, sir; on several occasions.

Senator CURTIS. Did they appear there at any time for the purpose of avoiding anyone?

Mr. WELLER. Yes, sir; they appeared and we protected them for four days.

Senator CURTIS. Against whom?

Mr. WELLER. Against the policemen of Muzquiz.

Senator CURTIS. Who else?

Mr. WELLER. Well, of course we did not know—

Senator CURTIS. What did they say?

Mr. WELLER. They said there were white men in Muzquiz trying to take some papers away from them.

Senator CURTIS. What month was that?

Mr. WELLER. That was in the month that the Indians left for Chihuahua.

Senator CURTIS. Did they mention the names of Mr. Grimes or Mr. Chapman or any of those people at that time?

Mr. WELLER. Yes, sir.

Senator CURTIS. Did they say that they were the men who were trying to obtain deeds from them?

Mr. WELLER. Yes, sir; they were the only white men in Muzquiz at that time—and Mr. Alexander.

Senator CURTIS. Was Conine there?

Mr. WELLER. Yes, sir; he was there.

Senator CURTIS. And you say you kept them for four days hidden on your ranch away from these men?

Mr. WELLER. Yes, sir.

Senator CURTIS. While they were there, did any parties come by looking for those Indians?

Mr. WELLER. There were two Mexicans who passed by the ranch and went on beyond the ranch, and in a few hours they came back. The nearest ranch to ours is 14 miles.

Senator CURTIS. State to the committee if at any time you saw Mr. Grimes and Mr. Alexander and the other members of his party with any of the Indian women on the creek or river?

Mr. WELLER. Yes, sir; once.

Senator CURTIS. When was that, and what was their condition?

Mr. WELLER. They seemed to be in a pretty hilarious condition; there was a good deal of noise and a good deal of demonstration; from the fact that there was some quarter of a mile distance across the river it would have been very hard to have heard any ordinary conversation, and that particularly attracted my attention, and I rode as close as possible so they could not see me.

Senator CURTIS. But you saw them, did you?

Mr. WELLER. Yes, sir.

Senator CURTIS. Who did you see in that party?

Mr. WELLER. I remember seeing Mr. Alexander.

Senator CURTIS. Did you see the lame man, Mr. Grimes, there at that time?

Mr. WELLER. No, sir; there were two other white men there, but I could not distinguish them.

Senator CURTIS. Were the Indians drunk at that time?

Mr. WELLER. They seemed to me to be drunk.

Senator CURTIS. Who were those Indians that you hid away for three or four days?

Mr. WELLER. Wah-pe-rose, O-que-mah-ah-them, and three women; one woman, I believe, is the chieftainess of the tribe; also a young boy—a child in arms.

Senator CURTIS. State if you are acquainted with the value of the land around that neighborhood?

Mr. WELLER. Yes, sir; in a general way. There is no real value of land; it is all owing to the location.

Senator CURTIS. And the water, I suppose?

Mr. WELLER. And the amount of water.

Senator CURTIS. Do you know what is known as the San Francisco ranch that Mr. Bentley had intended to buy for these Kickapoo Indians?

Mr. BENTLEY. I did buy it.

Mr. WELLER. Yes, sir.

Senator CURTIS. That ranch, as I understand, is across the river from your ranch.

Mr. WELLER. Yes, sir; it adjoins our ranch.

Senator CURTIS. What would that ranch be worth per acre with six days' water?

Mr. WELLER. Well, I should judge it would be worth—that is, the part that was purchased for the Indians—about \$30,000 Mexican money—that is, for the tract. I should judge that, because it was sold, as I understand, by Saldona Galan, his part, and I judge that it would be worth about \$30,000 Mexican money.

Senator CURTIS. How much of that land was tillable?

Mr. WELLER. I should judge about 50 per cent of it, as I understand it.

Mr. BENTLEY. Of that that was considered as the farm?

Mr. WELLER. As the farm; yes, sir.

Senator CURTIS. What is the nature of the balance of the land, that which is used for pasture or grass land?

Mr. WELLER. It is good pasture land; in fact, I know that there are goats and horses and mules on it.

Senator CURTIS. Do you pasture your land?

Mr. WELLER. Yes, sir; it is the same character as our land.

Senator CURTIS. I wish you would state to the committee what the condition of the Indians was on that ranch up to the time this commotion was raised with regard to these Grimes people getting deeds from the Indians.

Mr. WELLER. The first time I knew the Indians they were living in a camp below San Francisco, and the Mexicans noted particularly that the Indians seemed to be very prosperous; they had good wagons and came there with teams, and seemed to have good food and good utensils, and they seemed to be in fairly good fix generally, you might say.

Senator CURTIS. I would like to have you state whether they bought any mules or other animals from your father.

Mr. WELLER. Yes, sir; they did.

Senator CURTIS. After you saw the Grimes people in Muzquiz, please state what the condition of the Indians was usually when you saw them up in the town.

Mr. WELLER. There was only one Indian that I saw that I really knew personally, and I never saw that he was drunk.

Senator CURTIS. You never saw him but he was drunk?

Mr. WELLER. I mean I never saw him drunk, and that was Okenna.

Senator CURTIS. Did you ever see him drunk afterwards?

Mr. WELLER. No, sir; I never have seen him drunk.

Senator CURTIS. Do you know whether he was put in jail after you arrived there?

Mr. WELLER. One time he was put in jail.

Senator CURTIS. Do you know who he was put in jail by, of your own knowledge?

Mr. WELLER. No, sir; I do not know who put him in jail.

Senator CURTIS. Did you ever talk with him about it?

Mr. WELLER. He told me he did not know why he was put in jail.

Senator CURTIS. Did he say who had had him put in jail?

Mr. WELLER. He did not tell me. He said the policeman just told him to come with him, and he went.

Senator CURTIS. Have you seen any of the Indians on the street drunk, or did you see them on the streets drunk after Mr. Grimes—or while he and his people were there trying to get deeds from them last spring?

Mr. WELLER. Yes, sir; I saw two young men in the uniform of some school—two young Indians.

Senator CURTIS. That is, they looked like they had just come from some school?

Mr. WELLER. Yes, sir. They were both intoxicated. I was not there but a period of four days and they were drunk the whole time I was there.

Senator CURTIS. Do you know their names?

Mr. WELLER. No, sir, but I think one of those men I have seen in Eagle Pass; I think it is one of these young fellows who is here.

Senator CURTIS. Were those the men that are supposed to have been married to women here, or do you remember that incident last spring?

Mr. WELLER. No, sir; I was not in Mexico in June of last year.

Senator CURTIS. I should have said June of this year.

Mr. WELLER. No, sir; I do not remember anything about that.

Senator CURTIS. What was this man Alexander's usual condition?

Mr. WELLER. Well, I have seen him drink and I know that he gambles to a certain extent; people talk about it a good deal.

Senator CURTIS. You mean that was his general reputation?

Mr. WELLER. Yes, sir.

Senator CURTIS. State how they appeared to be in the way of having money while these men were here—Grimes and these people trying to get deeds from the Indians?

Mr. WELLER. The hotel keeper told me—

Senator CURTIS. I do not want what anybody told you, but just what you know yourself about his appearing to have money when you saw him.

Mr. WELLER. They stopped at the best hotel and seemed to have everything they wanted; they hired coaches in going back and forth.

Senator CURTIS. Back and forth, where from and to?

Mr. WELLER. Between the Indian camp and Muzquiz.

Senator CURTIS. Did you see them going to the Indian camp?

Mr. WELLER. I met the party on the road once.

Senator CURTIS. State if you had any talk with Doctor Conine with reference to the buying of these Indian lands and what his object was.

Mr. WELLER. I had a talk with Doctor Conine one day in the hotel and asked him what about the Indians; I said I understood that there was some sort of crooked business going on, and he said yes, that his party had been blamed for it, but that he was entirely innocent of any wrongdoing toward the Indians, and that he had never attempted to do any wrong to the Indians; that he was not afraid to have any transactions that he had had shown to anyone.

Senator CURTIS. Did he say he had given all the Indians a fair consideration for the lands that the Grimes people had bought?

Mr. WELLER. He did not tell me whether he had bought any lands or not.

Senator CURTIS. But he said that his treatment of the Indians had been fair in every way?

Mr. WELLER. In every way, shape, and form; yes, sir.

Senator CURTIS. I will ask you to state if you have heard the Indians say anything with reference to Mr. Bentley's treatment of them.

Mr. WELLER. I have never heard the Indians say anything against Mr. Bentley, and I have often heard them speak of Mr. Bentley in terms of great respect; they have always shown me by their conversation that they had faith and confidence in Mr. Bentley.

Senator CURTIS. Please state what the Indians said to you with reference to their confidence in Conine, Grimes, and Chapman.

Mr. WELLER. The only time I remember about the Indians making any remark on the subject was when an Indian told me in Muzquiz one day—he did not speak very good English; he told me in broken Spanish that Mr. Alexander was a bad man.

Senator CURTIS. That was in addition to what this man and woman told you with regard to their dodging these people, was it not?

Mr. WELLER. Afterwards, yes, sir; they were instructed by some one to come to the ranch—I think they told me by Mr. Bentley, if I am not mistaken.

Senator CURTIS. And they were there four days?

Mr. WELLER. They were there four or five days, and we gave them permission—which we hardly ever gave to anyone—to go through our pasture and to have the Indians that were going to Chihuahua to await them at a certain point so that when they passed over they could join the tribe and continue the journey with them.

Senator CURTIS. I believe that is all I want to ask Mr. Weller. Mr. Bentley, do you desire to ask any questions?

Mr. BENTLEY. Just one question. Mr. Weller, please state if you heard any unusual name applied to the whole party that was over there seeking to buy lands—what were they generally known as; how were they spoken of?

Mr. WELLER. In Muzquiz?

Mr. BENTLEY. Yes.

The CHAIRMAN. By the Indians, do you mean?

Mr. BENTLEY. By the Indians, and anybody else—by what name were they referred to?

Mr. WELLER. The only thing that I recall is that they were called a bunch of "gringoes"—that is a Mexican name for Americans. That is all I recall.

Mr. BENTLEY. On your father's ranch, where you live, do you raise any wheat or other crops without irrigation?

Mr. WELLER. There is one crop in the year that can be raised without irrigation, depending upon the condition of the year, as to whether it has rained or not. You can raise two crops of corn on our ranch; the first crop has to be irrigated, and the second crop, if filled in during the wet season, will make corn if it gets one more rain after it is about, say, a month or two old; if it does not get that rain and you have no way to irrigate it, you lose the second crop. The first crop, generally speaking, can be raised without irrigation, provided that we have the usual spring rains. The spring rains in this country are almost the usual thing, but sometimes, on occasions, we do not get the spring rains.

Mr. BENTLEY. You have sometimes been successful in raising crops without irrigation, have you not?

Mr. WELLER. Yes, sir.

Mr. BENTLEY. That is all I care to ask.

The CHAIRMAN. Mr. Embry, do you desire to ask Mr. Weller any questions?

Mr. EMBRY. Yes, sir. Mr. Weller, how many crops were raised this year without irrigation?

Mr. WELLER. This year we raised one crop without irrigation; our first crop we raised without irrigation on account of the water not coming up in a cienga that we have.

The CHAIRMAN. What does that mean?

Mr. WELLER. It is a marsh. If the water rises to a certain height in this marsh we could irrigate.

Mr. EMBRY. What crop was it that you raised this year?

Mr. WELLER. A crop of corn.

Mr. EMBRY. How much per acre did you make?

Mr. WELLER. Well, off of a piece of land which I should judge would be about 300 acres we brought in the entire crop, which is 250 wagonloads of corn.

Mr. EMBRY. That would be how many bushels?

Mr. WELLER. They figure that to a wagonload of corn they run about 8 fenegas.

Senator CURTIS. Forty or fifty bushels?

Mr. WELLER. A fenega would be 4 bushels—48 bushels to a wagonload.

Mr. EMBRY. Four fenegas would be 32 bushels?

Mr. WELLER. Yes, sir; 32.

Mr. EMBRY. And you got about 250 wagonloads off of the 300 acres?

Mr. WELLER. Yes, sir.

Mr. EMBRY. How much land did you have that produced that kind of a crop?

Mr. WELLER. Well, we have about 1,000 acres under cultivation.



Mr. EMBRY. What did the other 700 acres produce?

Mr. WELLER. They produced beans—a bean that is very prolific, when it is planted, with rain; it seems that the irrigation does not have very much effect on it; of course, it helps, but it is not near as good for the beans as the rain.

Mr. EMBRY. Did you raise the second crop this year?

Mr. WELLER. We got our second crop almost in the ears, but the drought struck us; we had a long dry season and we did not raise any.

Mr. EMBRY. You are acquainted with this San Francisco ranch—the part that Mr. Bentley had? What crop was raised on that this year?

Mr. WELLER. Well, there is sugar cane on it now, and corn and wheat and beans and, I guess, pumpkins. I do not know whether they raised any watermelons over there this year or not.

Mr. EMBRY. About how much, if you remember, did Mr. Bentley and the Indians have in cultivation on that San Francisco ranch?

Mr. WELLER. I do not know.

Mr. EMBRY. As much as 200 or 250 acres?

Mr. WELLER. I could not tell you, definitely.

Mr. EMBRY. When were you on that farm—the portion of that ranch that Mr. Bentley had?

Mr. WELLER. I was on there three days ago; I pass there in going to and from Muzquiz; I go right by.

Mr. EMBRY. When were you there prior to three days ago?

Mr. WELLER. In the early part of September.

Mr. EMBRY. Do you know what crops were grown there this year?

Mr. WELLER. There was a good deal of wheat raised; I remember that it took them a good while to thrash it.

Mr. EMBRY. On this part that Mr. Bentley had, or on the whole San Francisco plantation?

Mr. WELLER. On the whole plantation.

Mr. EMBRY. I am talking about this particular spot; do you know what was raised on that last year?

Mr. WELLER. Do you mean this year that we are on?

Mr. EMBRY. No; the year preceding this. You were not there; pardon me, I had forgotten.

Mr. WELLER. No; I was not there.

Mr. EMBRY. When was it that these Indians that were dodging came to your place and were sheltered on your ranch?

Mr. WELLER. I can not give you the exact date or the month. It was the month in which the Indians left for Chihuahua.

Mr. EMBRY. How long has it been since they left for Chihuahua?

Mr. WELLER. In May of this year.

Mr. EMBRY. That is 1907?

Mr. WELLER. Yes, sir; 1907.

Mr. EMBRY. Then you were not down there along in July and August, when they were taking deeds in July and August, 1906?

Mr. WELLER. No, sir; I left Mexico in 1906, in March.

Mr. EMBRY. You say they told you that Mr. Bentley advised them to come there?

Mr. WELLER. Mr. Bentley, as I understand, sent instructions to a white man who was with that party—I have forgotten his name—and I think he had a letter or telegram, if I remember correctly, instructing him to hide the Indians, or something of that sort.

Mr. EMBRY. To have these Indians join the others as they passed by going to Chihuahua?

Mr. WELLER. Yes, sir; that they had gone some 30 miles farther.

Mr. EMBRY. To join the others?

Mr. WELLER. To join the others; it would make it about 60 miles from Muzquiz where they would join the Indians, unless, of course, they doubled back. I do not know which way they went.

Mr. EMBRY. Then the condition which you have referred to and the habits of these Indians as to drinking were first observed by you when?

Mr. WELLER. I noticed it more particularly this last time I was here than the year before.

Mr. EMBRY. This \$30,000 Mexican money is \$15,000 American money, is it not?

Mr. WELLER. Yes, sir.

Mr. EMBRY. You stated that about 50 per cent of the San Francisco ranch was tillable; do you mean that it is under cultivation now?

Mr. WELLER. It is in cultivation now, and they have put another ditch through there, and almost all of it, with the exception of a few little holes, where there are rocks, will be under cultivation.

Mr. EMBRY. You are referring to the whole ranch?

Mr. WELLER. Yes, sir; the whole ranch.

Mr. EMBRY. Including Mr. Bentley's portion and all the others?

Mr. WELLER. All the others; yes, sir.

Mr. CRESSON. Do you know in whom the title is to that land on which the Indians are living?

Mr. WELLER. Yes, sir; the estate is the Galan estate.

Mr. CRESSON. Roman Galan?

Mr. WELLER. No, sir; Garcia Galan.

Mr. CRESSON. Do you know Roman Galan?

Mr. WELLER. Yes, sir.

Mr. CRESSON. Is he related to that Galan?

Mr. WELLER. Yes, sir.

Mr. CRESSON. What is his relationship to that Galan?

Mr. WELLER. He is a cousin.

Mr. CRESSON. You say that Mr. Bentley bought that land from the Galan estate?

Mr. WELLER. I do not know whether he bought it or not; I know the land has been turned over to him and they have been living on it.

Mr. CRESSON. Do you know in whom the record title is now?

Mr. WELLER. Do you mean who has the title?

Mr. CRESSON. Yes; who has the title to the land that the Indians are living on now?

Mr. WELLER. No, sir; I do not know.

Mr. CRESSON. Do you know whether there is a mortgage on that land or not?

Mr. WELLER. I think not.

Mr. CRESSON. But you do not know?

Mr. WELLER. No, sir.

Mr. CRESSON. Were you down around Muzquiz in November, 1906—I do not recall whether you stated as to that. You said you were there in December and have been there off and on. Do you remember about Thanksgiving Day, 1906?

Mr. WELLER. No, sir; I was in the United States.

Mr. CRESSON. Were you there in the middle of November, 1906?

Mr. WELLER. No, sir.

Mr. CRESSON. You are acquainted with the Indians, are you? Do you know them by their Indian names?

Mr. WELLER. Yes, sir.

Mr. CRESSON. I do not know whether I can pronounce them or not. Do you know an Indian by the name of Cha-cha-ko-tho—I believe they call him John Snake?

Mr. BENTLEY. That is correct.

Mr. WELLER. No, sir; I do not.

Mr. CRESSON. Do you know John Snake?

Mr. WELLER. No, sir; I do not.

Mr. CRESSON. Do you know an Indian by the name of Pequah?

Mr. WELLER. Yes, sir.

Mr. CRESSON. Is Pequah a man or a woman?

Mr. WELLER. A man.

Mr. CRESSON. Do you know an Indian by the name of Pa-nah-keo-tho?

Mr. WELLER. No, sir; I do not.

Mr. CRESSON. Do you know an Indian named We-ta-mot?

Mr. WELLER. I think that is an Indian woman. Is that an Indian woman, Mr. Bentley?

Mr. BENTLEY. No.

Mr. WELLER. Then I do not know him.

Mr. CRESSON. Do you know an Indian named Qua-toqua?

Mr. WELLER. No, sir. I can shorten this by saying that the only three Indians that I know by their Indian names are Okema, Wah-po-sose, and O-que-mah-ah-thum, and Johnny Mine, of course.

Mr. CRESSON. Has Johnny Mine an Indian name?

Mr. BENTLEY. It is Ma-me-qua-che-mah-che-ma-not.

Mr. WELLER. And I know these three Indians that are coming here as witnesses.

Mr. CRESSON. What are their names?

Mr. WELLER. I do not know what their names are.

Mr. CRESSON. You just know them when you see them?

Mr. WELLER. Yes, sir. I know the whole tribe when I see them.

Mr. EMBRY. How many of those Indians are down there on this ranch now?

Mr. WELLER. I think there are six Indians over at Nacimiento.

Mr. EMBRY. I mean Indians living on this ranch?

Mr. WELLER. I think they have gone over to Nacimiento on account of being scared up about something.

Mr. EMBRY. Have those Indians farmed that ranch this year?

Mr. WELLER. Yes, sir; they have.

Mr. EMBRY. What time did they leave—about May?

Mr. WELLER. Yes, sir; and some remained.

Mr. EMBRY. How many remained after that trip to Chihuahua?

Mr. WELLER. I could not give you the exact number, but I think there was one family with a few others that remained.

Mr. CRESSON. Do you bank here in Eagle Pass?

Mr. WELLER. Yes, sir.

Mr. CRESSON. What bank do you do business with?

Mr. WELLER. We use Mr. Schmidt's bank; I think that is the First National.

Mr. CRESSON. How long have you known Mr. Bentley?

Mr. WELLER. The first time I met Mr. Bentley, I believe, was two years ago in Muzquiz.

Mr. CRESSON. Did you ever have any business dealings with Mr. Bentley?

Mr. WELLER. I never did; perhaps my father has.

Mr. CRESSON. But you do not know that?

Mr. WELLER. No, sir.

There being no further questions, the witness was excused.

R. C. CONINE, having been first duly sworn, testified as follows:

Senator CURTIS. Please state your name to the committee.

Mr. CONINE. R. C. Conine.

Senator CURTIS. Where do you live, Mr. Conine?

Mr. CONINE. At San Antonio, Tex.

Senator CURTIS. How long have you lived in San Antonio?

Mr. CONINE. Off and on for about eight years.

Senator CURTIS. At any time during the last five years have you lived at Muzquiz, Mexico?

Mr. CONINE. Yes, sir.

Senator CURTIS. How long did you live there?

Mr. CONINE. I was there at two different times—over a year altogether.

Senator CURTIS. When was the last time you lived there?

Mr. CONINE. The latter part of last year.

Senator CURTIS. 1906?

Mr. CONINE. Yes, sir.

Senator CURTIS. At what time did you move there in 1906?

Mr. CONINE. What time did I move there? I was there in 1905, I believe.

Senator CURTIS. You were there from 1905 to 1906?

Mr. CONINE. Yes, sir; about a year, or probably more.

Senator CURTIS. What time did you leave there in 1906—that is, change your residence?

Mr. CONINE. The latter part of the summer; I do not remember the date.

Senator CURTIS. Where did you move to then?

Mr. CONINE. I went from there to San Antonio and stayed a few days, and from there I went to Oklahoma.

Senator CURTIS. How long were you in Oklahoma?

Mr. CONINE. I was there in all four or five months, I suppose.

Senator CURTIS. At what place did you live in Oklahoma?

Mr. CONINE. I was at Harrah part of the time and in Shawnee part of the time.

Senator CURTIS. With whom did you go to Oklahoma from here?

Mr. CONINE. With my family.

Senator CURTIS. With your family?

Mr. CONINE. Yes, sir.

Senator CURTIS. Were you accompanied by any persons who lived at Harrah, or in Oklahoma?

Mr. CONINE. No, sir.

Senator CURTIS. During the months of May, June, and July of last year where were you principally?

Mr. CONINE. In Muzquiz.

Senator CURTIS. Do you know Mr. George Outcelt, of Oklahoma?

Mr. CONINE. Yes, sir.

Senator CURTIS. When did you first become acquainted with him?

Mr. CONINE. I think it was probably in the latter part of April or May, I will say.

Senator CURTIS. Of 1906?

Mr. CONINE. 1906.

Senator CURTIS. Where did you first meet him?

Mr. CONINE. In Muzquiz.

Senator CURTIS. Do you know what his business was here at that time?

Mr. CONINE. He was down there investigating the Indians' affairs.

Senator CURTIS. What Indians, the Kicking Kickapoos?

Mr. CONINE. Yes, sir; the Kickapoo Indians.

Senator CURTIS. From Oklahoma?

Mr. CONINE. Yes, sir.

Senator CURTIS. Did you meet Mr. Thackery at that time?

Mr. CONINE. I did.

Senator CURTIS. The United States Indian agent for the Kickapoos?

Mr. CONINE. Yes, sir.

Senator CURTIS. How long after they arrived in Muzquiz was it before you met them, if you know?

Mr. CONINE. I think two or three days. They were stopping at a hotel directly in front of my office.

Senator CURTIS. Did you do any work for them?

Mr. CONINE. No, sir; for Outcelt?

Senator CURTIS. Yes; or for either of them?

Mr. CONINE. On several occasions I interpreted a little for Mr. Outcelt.

Senator CURTIS. Were you paid for that?

Mr. CONINE. Yes, sir.

Senator CURTIS. As Government interpreter?

Mr. CONINE. Yes, sir; as interpreter.

Senator CURTIS. When you worked for him, you worked as Government interpreter, did you?

Mr. CONINE. Yes, sir; as interpreter.

Senator CURTIS. What was your allowance per day?

Mr. CONINE. Well, I do not remember exactly.

Senator CURTIS. Who paid you?

Mr. CONINE. Mr. Thackery did.

Senator CURTIS. In checks or cash?

Mr. CONINE. I believe he paid me in a check.

Senator CURTIS. How much did you charge him a day for your services as interpreter?

Mr. CONINE. I told him whatever was right; I do not remember.

Senator CURTIS. You took just whatever he gave you?

Mr. CONINE. Yes, sir; it was a very small amount. I did very little for him.

Senator CURTIS. What language were you used as interpreter for?

Mr. CONINE. Spanish and English.

Senator CURTIS. Do you know where the Kickapoo Indians were camped at that time in Mexico?

Mr. CONINE. Yes, sir.

Senator CURTIS. How far did they camp from the city, if you know?

Mr. CONINE. I think it was about 9 or 10 miles.

Senator CURTIS. Please state to the committee if you visited the camp of these Indians during the months of April and May.

Mr. CONINE. Frequently.

Senator CURTIS. Who with?

Mr. CONINE. Well, with different parties.

Senator CURTIS. Please give us the names of some of them.

Mr. CONINE. Sometimes I went with Mr. Grimes.

Senator CURTIS. Which Grimes.

Mr. CONINE. L. C. Grimes, and also—I have forgotten his name—Tack Grimes, they called him.

Senator CURTIS. Who else?

Mr. CONINE. Cal Moore.

Senator CURTIS. Who else?

Mr. CONINE. Al Brown.

Senator CURTIS. Who else?

Mr. CONINE. I think on one occasion I went with Mr. Thackery—one or two.

Senator CURTIS. Who else?

Mr. CONINE. Let me see. Al Brown. Did I mention him?

Senator CURTIS. Yes. Did you go with Chapman?

Mr. CONINE. Yes, sir; I went several times, I believe, with him.

Senator CURTIS. Who else?

Mr. CONINE. That is all I can think of.

Senator CURTIS. Did you go with Mr. Johnson at any time—Mr. Johnson, a banker from Oklahoma?

Mr. CONINE. Russell Johnson? Let me see. I do not know that I went in his company at any time—that is, in the same hack with him.

Senator CURTIS. You were there while he was there, were you not?

Mr. CONINE. Yes, sir; he was off and on at the camp.

Senator CURTIS. Did you see Mr. Benson, a banker from Oklahoma, there?

Mr. CONINE. No, sir.

Senator CURTIS. In what capacity did you go with these gentlemen?

Mr. CONINE. To interpret for them, whenever they would have occasion for my services.

Senator CURTIS. You were there in their employ, were you?

Mr. CONINE. Yes, sir.

Senator CURTIS. What did they give you per day for your services?

Mr. CONINE. Well, they paid me at the rate of about \$125 per month, I believe it was.

Senator CURTIS. How many months were you in their employ?

Mr. CONINE. I do not remember; several months, though.

Senator CURTIS. Who paid you?

Mr. CONINE. Sometimes I was paid by one, and then by the other—Chapman and Brown.

Senator CURTIS. Give us the names of as many as you can who paid you?

Mr. CONINE. I do not think I received any money from anybody except Chapman and Brown.

Senator CURTIS. What was their object in visiting the Indian camps?

Mr. CONINE. They were there buying lands.

Senator CURTIS. Do you know a man—a large man with chin whiskers—named Alexander?

Mr. CONINE. I did not meet him until some time afterwards.

Senator CURTIS. When did you first become acquainted with him?

Mr. CONINE. I believe it was after I had gone to Oklahoma, in the latter part of the summer or fall.

Senator CURTIS. How many of those Kickapoo Indians do you know?

Mr. CONINE. I know quite a number of them; I do not know that I could call their names.

Senator CURTIS. Would you recognize the names if I called them to you?

Mr. CONINE. I probably would, if you can pronounce them.

Senator CURTIS. Do you know Me-she-kah?

Mr. CONINE. I might know him if I should see him.

Senator CURTIS. Do you know Ah-na-sha-watho—Tom Smith?

Mr. CONINE. Yes, sir.

Senator CURTIS. Do you know O-que-mah-ah-them?

Mr. CONINE. Yes, sir.

Senator CURTIS. Do you know Kah-kah-to-the-quah?

Mr. CONINE. Yes, sir.

Senator CURTIS. Do you know Pem-e-pah-hom-ah-quah?

Mr. CONINE. Yes, sir.

Senator CURTIS. When did you first become acquainted with that Indian?

Mr. CONINE. I saw her off and on all the time I was at Oklahoma. It is old Ah-kis-kuck's daughter.

Senator CURTIS. Do you know Kee-ah-tha-kum-o-qua?

Mr. CONINE. Yes, sir.

Senator CURTIS. How long did you know her?

Mr. CONINE. I do not know exactly; I met them all when I was at the camp; I did not know any of them before I went out there with those men.

Senator CURTIS. Do you know Wah-pe-rose?

Mr. CONINE. Yes, sir.

Senator CURTIS. Do you know Tah-pah-she?

Mr. CONINE. Yes, sir.

Senator CURTIS. Do you know Pah-ko-tah?

Mr. CONINE. Yes, sir; I know him.

Senator CURTIS. Do you know Pum-y-tum-moke?

Mr. CONINE. Yes, sir.

Senator CURTIS. Do you know Pah-e-nah?

Mr. CONINE. Yes, sir; Wah-pe-rose's wife.

Senator CURTIS. Do you know Ma-sha-she?

Mr. CONINE. Yes, sir.

Senator CURTIS. Do you know Pah-no-tho?

Mr. CONINE. I can not place her exactly. It is a woman, I think.

Senator CURTIS. You met her there, did you?

Mr. CONINE. Oh, yes, sir.

Senator CURTIS. You met her there at the camp?

Mr. CONINE. I remember the name very well—no, let me see. Pah-na-tho. No, I do not believe I know her. I think that was an Indian that another one was identified for.

Senator CURTIS. Do you know Ma-ka-se-ah?

Mr. CONINE. Yes, sir; you asked me that before. There was one Indian that you asked me about—Pa-no-tho. That, I think, is Ma-sha-she's wife, and while we are on that I will say that this is the Indian, I think, that was dead. I remember a little incident that passed between this Indian, Ma-sha-she, and Grimes at the time. I remember hearing Grimes ask if that was the wife that he was allotted with, and he said yes, that that was the wife he had always had.

Senator CURTIS. I will ask you if you know Ah-che-che.

Mr. CONINE. Yes, sir; I know him.

Senator CURTIS. Do you know Chah-ke-she?

Mr. CONINE. Yes, sir. I will not say now that I would be able to identify all of those Indians.

Senator CURTIS. I am just asking you so that I can tell.

Mr. CONINE. Whether I know them?

Senator CURTIS. Yes. Do you know Paw-kaw-kah?

Mr. CONINE. I think that is a mistake, or the name is misspelled.

Mr. CRESSON. It is the deaf and dumb Indian.

Mr. CONINE. Yes.

Senator CURTIS. Do you know him?

Mr. CONINE. Yes.

Senator CURTIS. He was idiotic, was he not?

Mr. CONINE. He was deaf and dumb, or had something the matter with him.

Senator CURTIS. A person seeing him would know that he was idiotic, would he not?

Mr. CONINE. They would know that he was not like the other Indians.

Senator CURTIS. Do you know Ah-na-tha-hah-quah?

Mr. CONINE. I am familiar with the name, but can not place the Indian.

Senator CURTIS. Do you know Kah-kah-he-ho-quah?

Mr. CONINE. That is a woman, but I can not place her, and can not remember her by anybody that looks just like her.

Senator CURTIS. Do you know Wah-sko-tah?

Mr. CONINE. Yes, sir.

Senator CURTIS. Do you know anything about his habits?

Mr. CONINE. He is a notorious old drunkard.

Senator CURTIS. Do you know Ke-te-quah?

Mr. CONINE. Yes, sir.

Senator CURTIS. Do you know that Indian very well?

Mr. CONINE. Yes, sir.

Senator CURTIS. Is it a male or female?

Mr. CONINE. It is a female.

Senator CURTIS. Do you know anything about her education?

Mr. CONINE. She speaks English, but is very reluctant to do so.

Senator CURTIS. She can write, can she not?

Mr. CONINE. I do not know; I never saw her write.

Senator CURTIS. Do you know Mah-squa-ko?

Mr. CONINE. I do not believe I can place that Indian now.



Senator CURTIS. Do you know We-hu-ni-hah?

Mr. CONINE. No, sir; I can not place that one.

Senator CURTIS. It is a very old Indian, and blind.

Mr. CONINE. I know a very old Indian that is blind, and stays at Pah-pe-ache's camp.

Senator CURTIS. And came down here once to Mexico?

Mr. CONINE. I know that there is an old Indian woman that stays at Pah-pe-ache's camp, and I think she is a grandmother or great-grandmother of his. How do you spell her name?

Senator CURTIS. We-hu-ni-hah. Do you know Mah-ko-quah?

Mr. CONINE. Yes, sir; she is old Tom Smith's sister, I believe.

Senator CURTIS. Do you know Pa-ko-ney?

Mr. CONINE. No, sir; I do not believe that I do.

Senator CURTIS. Do you know Peah-ah-twy-tuck?

Mr. CONINE. Yes, sir; Steve Mohawk.

Senator CURTIS. Do you know Ka-ke-ne-pah?

Mr. CONINE. Yes, sir; I know her. That is a woman, I believe.

Senator CURTIS. You met all these Indians at various times here. did you not?

Mr. CONINE. Yes, sir.

Senator CURTIS. Do you remember meeting all these Indians whose names I have read to you, here in June and July of last year?

Mr. CONINE. Here in Eagle Pass?

Senator CURTIS. Yes, or at Muzquiz.

Mr. CONINE. Yes, sir; I remember of having met them all last year.

Senator CURTIS. At Muzquiz?

Mr. CONINE. Either Muzquiz or here—principally in Muzquiz. I believe I met all of them at Muzquiz.

Senator CURTIS. You acted as the agent of Mr. Chapman in several matters, did you not?

Mr. CONINE. Yes, sir.

Senator CURTIS. You deposited some money to the credit of a lot of Indians, did you not?

Mr. CONINE. Yes, sir; I was given some checks to bring here to the bank.

Senator CURTIS. Did you deposit that money yourself?

Mr. CONINE. Yes, sir.

Senator CURTIS. Did you know the Indians for whom you made the deposits?

Mr. CONINE. I knew them by being identified to me; yes, sir.

Senator CURTIS. That is what I say. Did you talk with them about depositing the checks for them?

Mr. CONINE. Yes, sir.

Senator CURTIS. Each one of them?

Mr. CONINE. Each one of them—yes, sir.

Senator CURTIS. Did you notify each one that you had deposited the checks for them?

Mr. CONINE. Yes, sir; through an interpreter. I made him take some slips and give them to them.

Senator CURTIS. To each Indian?

Mr. CONINE. Yes, sir.

Senator CURTIS. For whom you made the deposit?

Mr. CONINE. Yes, sir.

Senator CURTIS. Do you remember the amount of money you deposited?

Mr. CONINE. I believe it was \$19,000.

Senator CURTIS. Do you know anything about when or how that money was drawn out?

Mr. CONINE. Yes, sir.

Senator CURTIS. Who drew it out?

Mr. CONINE. Why, it was drawn out to pay for some land.

Senator CURTIS. You drew it out, did you not?

Mr. CONINE. Yes, sir.

Senator CURTIS. Did you have those Indians here in town and at the bank at the time you drew the money out?

Mr. CONINE. I did not; they gave personal checks to the man that was selling the land to them.

Senator CURTIS. They gave their personal checks?

Mr. CONINE. Yes, sir.

Senator CURTIS. They gave some checks to you, did they not?

Mr. CONINE. There were two or three who gave me checks for a small amount of money that I paid them.

Senator CURTIS. Were you present when the checks were drawn up on January 1?

Mr. CONINE. I was there when some of them were, but I went away because some of the Indians—I was afraid if they knew I was with them that some of them that I would talk to about it it was all right, but some did not like me and I kept in the background.

Senator CURTIS. I will ask you if you remember being at Guajardo's house when certain Indians were taken there for the purpose of executing deeds?

Mr. CONINE. Yes, sir.

Senator CURTIS. You were there, were you?

Mr. CONINE. Yes, sir.

Senator CURTIS. How many Indians were there?

Mr. CONINE. I suppose there were altogether something like thirty-five or forty.

Senator CURTIS. Who were you acting for on that occasion?

Mr. CONINE. Mr. Chapman.

Senator CURTIS. You were under his pay at that time, were you?

Mr. CONINE. Yes, sir.

Senator CURTIS. Were any deeds executed to you at that time?

Mr. CONINE. No, sir.

Senator CURTIS. You got some deeds afterwards, did you not?

Mr. CONINE. Yes, sir.

Senator CURTIS. Did you act for Mr. Grimes or Mr. Chapman or any of his party afterwards in securing deeds?

Mr. CONINE. For Mr. Grimes!

Senator CURTIS. Yes; or Mr. Chapman.

Mr. CONINE. After that?

Senator CURTIS. Yes.

Mr. CONINE. No, sir.

Senator CURTIS. Did you help Mr. Chapman to get some deeds along in June or July of this year?

Mr. CONINE. No, sir.

Senator CURTIS. Did you help Garrett and Hood?

Mr. CONINE. Yes, sir.

Senator CURTIS. Were you here when three Indians were married in this court house at Eagle Pass, or here in this town?

Mr. CONINE. I was not.

Senator CURTIS. Were you here when the Indian was married from whom you secured a deed?

Mr. CONINE. Yes, sir; I was here at the time.

Senator CURTIS. Did you know of other Indians being married at the same time?

Mr. CONINE. No, sir.

Senator CURTIS. What was your object in having that Indian married?

Mr. CONINE. I told him that I had learned that the tribal marriage had not been recognized since a certain date, and I told him that they had been living together for a number of years, but not long enough to come under that tribal marriage clause, and I told them if they were not legally married that a deed would not be good that was taken from them.

Senator CURTIS. That Indian woman had a guardian, had she not?

Mr. CONINE. Yes, sir.

Senator CURTIS. Did you not have her married for the purpose of getting her away from that guardian?

Mr. CONINE. I had her married because if she was not legally married I did not consider that her deed would be good.

Senator CURTIS. Did you not state to the people that you knew how to get around the guardians, and that if they were married that the guardians would be disposed of?

Mr. CONINE. I have always said that a guardian over a married person was not good; yes, sir.

Senator CURTIS. Did you not, since this woman was married or soon thereafter, either yourself in person or through your attorney, move to discharge the guardian?

Mr. CONINE. I did; yes, sir; soon after I had bought the land.

Senator CURTIS. You knew that this act reads "adult person," did you not?

Mr. CONINE. Yes, sir; she was an adult.

Senator CURTIS. How old was she?

Mr. CONINE. Well, I can not say exactly, but she is over 21 now.

Senator CURTIS. What was she then?

Mr. CONINE. Well, that has been something like a year ago; she was, I suppose, 20.

Senator CURTIS. You made the affidavit as to her age—that she was over 18 at that time, did you not?

Mr. CONINE. Yes, sir; I can do that now.

Senator CURTIS. Well, you did that at that time, and you think she was an adult because she was over 18?

Mr. CONINE. Well, I did not know; I knew she was a married woman and had been living with this man continuously for some years.

Senator CURTIS. How did you know that?

Mr. CONINE. Well, by the Indians—

Senator CURTIS. By what they told you?

Mr. CONINE. Yes, sir; and she was living with him then.

Senator CURTIS. You do not know, or did not know at that time, that she was over 21 years of age, did you?

Mr. CONINE. I could not have sworn to it.

Senator CURTIS. And she had a guardian, did she not?

Mr. CONINE. Well, I did not know for certain about that at that time.

Senator CURTIS. At what time?

Mr. CONINE. At that time I bought her land I did not know whether she had a guardian or not; she said she did not.

Senator CURTIS. When did you first ascertain that she had a guardian?

Mr. CONINE. When I went back to Oklahoma after I had bought the land.

Senator CURTIS. Do you know Tah-pah-she?

Mr. CONINE. Yes, sir.

Senator CURTIS. Was she up at the judge's house the day the deeds were signed?

Mr. CONINE. Yes, sir.

Senator CURTIS. She was there, was she?

Mr. CONINE. Yes, sir.

Senator CURTIS. Do you know Pum-v-tum-moke?

Mr. CONINE. Yes, sir; that is old Pahkotah's wife.

Senator CURTIS. Was she at the house that day?

Mr. CONINE. Yes, sir; she was there.

Senator CURTIS. Do you remember writing her name to a deed or paper of any kind at that time?

Mr. CONINE. Yes, sir; I believe I did.

Senator CURTIS. Was that done in the house?

Mr. CONINE. Yes, sir.

Senator CURTIS. In buying these lands did you give to the Indians, for Grimes and those people, a fair, or what you considered a fair, valuation?

Mr. CONINE. What lands do you refer to?

Senator CURTIS. Any of the Indian lands in Oklahoma.

Mr. CONINE. I knew nothing of the probable value of those lands.

Senator CURTIS. You knew the value of the land you bought, did you not?

Mr. CONINE. In Oklahoma?

Senator CURTIS. Yes.

Mr. CONINE. I just took a running chance at it.

Senator CURTIS. You were up there, were you not, before you bought the lands?

Mr. CONINE. Yes, sir; but I did not look at the land.

Senator CURTIS. And you just took a long shot at it, as you say?

Mr. CONINE. I had it pointed out to me; they told me just about where it was, and it was good land.

Senator CURTIS. You said it was the intention of yourself and your parties to treat these Indians fairly and to pay them what their lands were worth, did you not?

Mr. CONINE. Yes, sir; I think we always said that.

Senator CURTIS. And that was your object?

Mr. CONINE. Yes, sir.

Senator CURTIS. Now, do you not know that Ah-che-che and Chah-ke-she, his wife, deeded some land to Mr. Chapman?

Mr. CONINE. Yes, sir.

Senator CURTIS. Do you know how much Mr. Chapman paid for that land?

Mr. CONINE. I do not.

Senator CURTIS. How much did you pay for the pieces that you bought; just give us the name of each one and how much you paid for it?

Mr. CONINE. Let me see if I can remember the names.

Senator CURTIS. Well, you bought some land?

Mr. CONINE. I bought some from an old woman down there.

Senator CURTIS. You bought some from Cha-cha-ko-the-wa?

Mr. CONINE. Yes, sir; I bought an interest, which I believe is represented to be about two-fifteenths of an 80-acre tract. I paid him \$150 for it. I bought another piece of land from Peck-ah-peah.

Senator CURTIS. How much did you pay her for that?

Mr. CONINE. Six hundred dollars.

Senator CURTIS. Who else did you buy it from?

Mr. CONINE. I bought an interest in the same land—Py-a-tho's—the same land that I had bought the interest in from John Snake or Cha-cha-ko-the-wa; I think it was \$300.

Senator CURTIS. You paid \$300 for that?

Mr. CONINE. Yes, sir.

Senator CURTIS. The consideration mentioned in the deed was how much?

Mr. CONINE. Three hundred dollars.

Senator CURTIS. Are you sure about that?

Mr. CONINE. I am positive—no, whatever is in the deed was the amount that was paid; it was either \$350 or \$300. I afterwards bought her entire 80 acres and paid her \$1,000 for it—her original allotment.

Senator CURTIS. When did you do that?

Mr. CONINE. It was something like a couple of weeks after I bought the first piece.

Senator CURTIS. You bought some from Pah-pa-peach, did you not?

Mr. CONINE. Yes, sir.

Senator CURTIS. How much did you pay her?

Mr. CONINE. Six hundred dollars.

Senator CURTIS. And Py-a-tho?

Mr. CONINE. I paid her \$1,000.

Senator CURTIS. The first time you paid her how much?

Mr. CONINE. Three hundred dollars.

Senator CURTIS. Was that deed taken to you or to your wife?

Mr. CONINE. It was taken to me.

Senator CURTIS. Now, do you know that that deed for which you gave to Py-a-tho \$1,000 represented land that was worth \$4,500?

Mr. CONINE. No, sir, and I do not believe it is worth that now.

Senator CURTIS. Do you not know that the land for which you paid \$300 was worth \$1,066, or over \$1,000?

Mr. CONINE. I did not at that time know anything about the value of it.

Senator CURTIS. Do you now know anything about its value?

Mr. CONINE. I know that it has been sold through the agency since then for \$3,330—the entire 80 acres.

Senator CURTIS. Through the agency?

Mr. CONINE. Yes, sir.

Senator CURTIS. How did it happen to be sold through the agency?

Mr. CONINE. I have never had that thoroughly explained to me.

Senator CURTIS. How did it happen that you were investing your money in land in that way without knowing anything about the values?

Mr. CONINE. I will give you my best idea of the value of that land. I found that it was leased for \$90 a year, and I knew that it could not be worth more than \$1,000 if that was all the lease it would bring.

Senator CURTIS. That would depend upon the use it was put to, would it not?

Mr. CONINE. Well, it was rented for agricultural purposes.

Senator CURTIS. And that would depend upon the amount that was cultivated, would it not?

Mr. CONINE. Yes, sir; and I suppose that in all those that are cultivated they have got in about all the good land.

Senator CURTIS. When did Py-atho come to Eagle Pass from Shawnee, if you know?

Mr. CONINE. Yes, sir; she had been visiting up in Shawnee. Her husband had gone up there near Harrah—between Harrah and Dale—and they were coming back down here, and I came for the express purpose of buying their land.

Senator CURTIS. You brought them down here, did you not?

Mr. CONINE. I came along as they did.

Senator CURTIS. Did you buy their railroad tickets?

Mr. CONINE. Yes, sir.

Senator CURTIS. Did you pay for them?

Mr. CONINE. I did.

Senator CURTIS. Did you buy them a round-trip ticket?

Mr. CONINE. No, sir.

Senator CURTIS. They went back to Shawnee right away, did they not?

Mr. CONINE. No, sir; they did not.

Senator CURTIS. Did they not go back to Shawnee?

Mr. CONINE. Not that I know.

Senator CURTIS. Where are they now?

Mr. CONINE. I do not know.

Senator CURTIS. Who purchased the ticket for Peah-twyh-tuck?

Mr. CONINE. I did not.

Senator CURTIS. Do you know where he, or she, took the train in Oklahoma?

Mr. CONINE. No, sir.

Senator CURTIS. Do you know where they stayed the night before they left Oklahoma?

Mr. CONINE. I know nothing of it.

Senator CURTIS. Do you know where Kah-ke-ne-peah got her ticket?

Mr. CONINE. No, sir.

Senator CURTIS. Did you get it for her?

Mr. CONINE. I did not.

Senator CURTIS. Were you present when it was bought?

Mr. CONINE. I was not.

Senator CURTIS. Do you know My-ne-nah—George Minor?

Mr. CONINE. Yes, sir.

Senator CURTIS. Do you know Pem-e-pah-hone-ah-quah, his wife?

Mr. CONINE. Yes, sir; I know her.

Senator CURTIS. Do you know anything about their coming to Mexico?

Mr. CONINE. I do not know who they came with.

Senator CURTIS. Did they come at the same time the other Indians came—when Py-atho came?

Senator CURTIS. Do you know about Mesh-ah-quah?

Mr. CONINE. Yes, sir; I know him.

Senator CURTIS. Do you know when he came down here?

Mr. CONINE. No, sir; I do not know when he came.

Senator CURTIS. Did you furnish the ticket?

Mr. CONINE. I can not say that either; I do not remember that.

Senator CURTIS. Did he come the same time you did?

Mr. CONINE. No, sir; I do not believe he did.

Senator CURTIS. They were all brought here, were they not, from Oklahoma—you know that, do you not?

Mr. CONINE. I know they came from Oklahoma—I think.

Senator CURTIS. I will ask you if that was the same time that Mr. Grimes and yourself, Mr. Garrett, Mr. Jacobs, and Mr. Hood came here.

Mr. CONINE. I believe I came ahead of those men.

Senator CURTIS. They came shortly afterwards, did they not?

Mr. CONINE. I believe so.

Senator CURTIS. Did you know they were coming?

Mr. CONINE. Yes, sir; I knew they were expecting to come down sometime in the near future and bring those Indians with them; I supposed there would be some Indians here; I heard there were quite a number coming to Mexico when I left there.

Senator CURTIS. Well, they came with those men, did they not, just the same as that woman came with you?

Mr. CONINE. Yes, sir; I believe they did. I do not know. I was not there.

Senator CURTIS. Did you hear those men say anything about buying tickets for them or bringing them here?

Mr. CONINE. They did not say anything to me about it.

Senator CURTIS. Were you present when they executed deeds—those various Indians that I have mentioned—to yourself and to Grimes and to Garrett and to Jacobs and to Hood?

Mr. CONINE. Yes, sir; those that deeded to me, I was present.

Senator CURTIS. Were you present when any deed was executed to Grimes by them or either of them?

Mr. CONINE. I do not remember.

Senator CURTIS. Or to Garrett?

Mr. CONINE. I was present when some were executed to Mr. Garrett.

Senator CURTIS. At the same time the deed was executed to you in December, 1906?

Mr. CONINE. There was no deed executed to me at that date.

Senator CURTIS. Were you present when a deed was executed to Garrett in December, 1906?

Mr. CONINE. Yes, sir; I was there.

Senator CURTIS. Who made the deed to Garrett?

Mr. CONINE. Peah-twyh-tuck.

Senator CURTIS. Were you present when a deed was given to Jim Jacobs in December, 1906?

Mr. CONINE. To him personally?

Senator CURTIS. Yes.

Mr. CONINE. No, sir.

Senator CURTIS. Were you present when a deed was given to Ed Hood?

Mr. CONINE. No, sir.

Senator CURTIS. Were you present when they secured deeds from any other Indians?

Mr. CONINE. No, sir; only those two that I have mentioned. I was there afterwards, I believe it was later than that, when this brother of old Judge Boles and a one-eyed woman—

Mr. BENTLEY. That is Muche-ne-ne.

Mr. CONINE. No; Much-en-ne did not give any deed down here that I remember. You called his name a little bit ago.

Mr. BENTLEY. George Minor?

Mr. CONINE. George Minor; yes, sir.

Senator CURTIS. Who did he make it to?

Mr. CONINE. He made it to Garrett, I think. Yes, sir; to Garrett.

Senator CURTIS. Was any money paid to either of those Indians at Guajardo's house at that time?

Mr. CONINE. No, sir; they were given checks, or an indorsed check was to be deposited at the bank.

Senator CURTIS. That was at Guajardo's house?

Mr. CONINE. Yes, sir.

Senator CURTIS. Is that not the money that you deposited yourself?

Mr. CONINE. It is the same checks that the Indians signed right there in blank to be put in the bank.

Senator CURTIS. Signed in blank?

Mr. CONINE. Well, just indorsed over on the back—whatever you would call it.

Senator CURTIS. In July, 1906?

Mr. CONINE. It was the time those deeds were taken there.

Senator CURTIS. Each Indian got the amount of his deed, did he?

Mr. CONINE. The amount that the deed called for.

Senator CURTIS. Did you bring it up immediately and deposit the money?

Mr. CONINE. Yes, sir.

Senator CURTIS. How many days afterwards?

Mr. CONINE. The next day, I believe it was.

Senator CURTIS. You are sure of that, are you?

Mr. CONINE. Yes, sir.

Senator CURTIS. Now, is it not a fact that that money was not deposited to their credit—

Mr. CONINE. I do not know anything about the money—

Senator CURTIS. Wait a minute. Or the checks, until Chapman wired here that the titles were right?

Mr. CONINE. Oh, no, sir; the checks were in the bank the next day; they were put immediately in the bank to be held in escrow.

Senator CURTIS. And put there by you?



Mr. CONINE. Yes, sir; because I was given them to be put there.

Senator CURTIS. And you did that at the request of each Indian?

Mr. CONINE. Yes, sir; that was why I put them there.

Senator CURTIS. Do you remember Mrs. Bentley having been arrested?

Mr. CONINE. No, sir.

Senator CURTIS. Do you not remember that Mrs. Bentley was arrested at the Indian camp on one occasion?

Mr. CONINE. I never knew of her being arrested.

Senator CURTIS. You never knew of that?

Mr. CONINE. I never knew that she was arrested.

Senator CURTIS. Did you ever know of her being taken in charge by any officer?

Mr. CONINE. I remember that they told her that they did not want her out there interfering.

Senator CURTIS. Who said that?

Mr. CONINE. I do not know; some policeman came out there and told her that they did not want her to be out there.

Senator CURTIS. At whose request was that done?

Mr. CONINE. At the request of the officers, I guess.

Senator CURTIS. Did Grimes have anything to do with it?

Mr. CONINE. No, sir; of course he did not.

Senator CURTIS. You were present on two or three occasions, were you not, when the policemen took those Indians up to jail, or up town?

Mr. CONINE. They arrested the Indians lots of times; they were always fighting and drinking.

Senator CURTIS. All the time?

Mr. CONINE. I could not say that they did that way all the time.

Senator CURTIS. Did you go with that party of Indians up to Guajardo's house?

Mr. CONINE. Yes, sir.

Senator CURTIS. Where did you meet the party?

Mr. CONINE. I was out at the camp and told them that if they would go in that day they could sell their lands.

Senator CURTIS. Did you have any weapon on your person at that time?

Mr. CONINE. I never went out in the country without one.

Senator CURTIS. You had a gun with you, had you not?

Mr. CONINE. I always carried one.

Senator CURTIS. How many policemen were with you there?

Mr. CONINE. I did not see any policemen.

Senator CURTIS. Did not a couple of policemen meet you at Guajardo's house and go out there?

Mr. CONINE. No, sir; I was not with any policemen.

Senator CURTIS. Do you remember whether any Indians were in jail on that day?

Mr. CONINE. No, sir. Some of them said there were some Indians in jail and turned loose afterwards. I do not remember.

Senator CURTIS. Did those Indians come up to Guajardo's house?

Mr. CONINE. I do not remember which ones they were.

Senator CURTIS. Do you remember of any Indians attempting to leave Mexico and being arrested?

Mr. CONINE. I remember that they were given instructions there not to leave unless they gave a reason to the authorities for leaving. There had been some cattle stealing, the authorities said, and other little things happening. There were some of them that Mr. Bentley was trying to get out of the way to keep from giving testimony in the investigation that was going on.

Senator CURTIS. What was that investigation?

Mr. CONINE. An investigation of the Indians' affairs.

Senator CURTIS. Who was making it?

Mr. CONINE. Mr. Outcalt and Mr. Thackery, I suppose.

Senator CURTIS. Was that the same time that Grimes and Chapman and those people were there?

Mr. CONINE. They were there all at the same time; yes, sir.

Senator CURTIS. And were you working for Grimes and the Government officials, too, acting as interpreter for both whenever they needed your services?

Mr. CONINE. Whenever they wanted me; yes, sir.

Senator CURTIS. Were you present at Sabinas when some Kickapoo and Shawnee Indians were arrested?

Mr. CONINE. I was there when some were turned back; yes, sir.

Senator CURTIS. Were they compelled to leave their teams there?

Mr. CONINE. I know nothing of it.

Senator CURTIS. Did you have anything to do with that arrest?

Mr. CONINE. No, sir.

Senator CURTIS. Was Mr. Brown there?

Mr. CONINE. We were there. We had got off the train and were looking around to see what the excitement was, and the train pulled out and left us there and we spent the day there.

Senator CURTIS. Was Mr. Outcalt there?

Mr. CONINE. He was not. That was on the 6th day of July.

Senator CURTIS. Did not you and Mr. Brown assist in the arrest that day?

Mr. CONINE. No, sir; we did not. The officials did.

Senator CURTIS. Did you not assist the officials?

Mr. CONINE. No, sir. We had just got off and were looking on to see what the commotion was.

Senator CURTIS. You were just there to see what was going on, were you?

Mr. CONINE. Yes, sir. There were some Indians on the train that we were going on.

Without concluding the examination of the witness a recess was taken until 1.30 p. m.

AFTER RECESS.

R. C. CONINE, recalled for further examination:

Senator CURTIS. Did you state to the committee before noon anything as to the whereabouts of Mr. Outcalt on July 5, 1906?

Mr. CONINE. He was in Muzquiz then, because it was the next day, I believe, on July 6, that Mr. Brown and I were there.

Senator CURTIS. At Muzquiz?

Mr. CONINE. No; at Sabinas. You asked me if he was there at the same time and I said he was not. That was the time the wash-out occurred on the road, and there were no trains running between those places for several days, and I know that he was there.

Senator CURTIS. Where was Outcalt on the 6th of July, if you know?

Mr. CONINE. That was the time he was in Muzquiz.

Senator CURTIS. Where was he on the 7th?

Mr. CONINE. He was still there.

Senator CURTIS. At Muzquiz?

Mr. CONINE. Yes, sir; because that was the day that I went back to Muzquiz—returned from Sabinas to Muzquiz—and he was there when I got there.

Senator CURTIS. How many Indians were there at Sabinas on the 5th and 6th of July?

Mr. CONINE. I do not remember.

Senator CURTIS. Were you there with them?

Mr. CONINE. No, sir.

Senator CURTIS. Did you see them?

Mr. CONINE. I saw some Indians there, but I do not remember who they were.

Senator CURTIS. But those Indians who were arrested—you said you saw them arrested, I believe?

Mr. CONINE. They were turned back and told to go back to Muzquiz.

Senator CURTIS. By the policeman?

Mr. CONINE. Yes, sir; it was a policeman or something of that kind.

Senator CURTIS. Did you talk to the president that day or night?

Mr. CONINE. Yes, sir; I saw him.

Senator CURTIS. Who was with you?

Mr. CONINE. A. T. Brown.

Senator CURTIS. That is the man they knew as Al Brown?

Mr. CONINE. Yes, sir.

Senator CURTIS. When were those Indians put on the train, if you know, and sent back to Muzquiz?

Mr. CONINE. I could not say for certain; on the same day, the 6th, I believe.

Senator CURTIS. Were you there when they were put on the train?

Mr. CONINE. I did not see them put on; I went and ate my supper; that is a supper station. I took supper and went right to the train with Mr. Brown and got on and did not notice who was there.

Senator CURTIS. Do you know how far they were taken on the train?

Mr. CONINE. They had to get off at Baroteran to change for the branch line.

Senator CURTIS. Did you get on the same train?

Mr. CONINE. I was on the same train; yes, sir.

Senator CURTIS. Were they transferred?

Mr. CONINE. They got off there and stopped over in Sabanis that day or Baroteran.

Senator CURTIS. Where did they go the next day?

Mr. CONINE. They went on to Muzquiz.

Senator CURTIS. Did they go clear through?

Mr. CONINE. They did as I did; I do not know how they got there.

Senator CURTIS. Do you not know that they were put off the train at Manor?

Mr. CONINE. I do not know whether they were put off or not. I was not riding in the same train. They have first, second, and third class cars, and the Indians generally took the third class. I did not ride with them and did not go with them. I went alone to Muzquiz.

Senator CURTIS. Were you in Muzquiz when these same Indians arrived there?

Mr. CONINE. I did not see them when I arrived there.

Senator CURTIS. Did you talk with them about having them come on to Muzquiz?

Mr. CONINE. I do not remember that I did; no, sir.

Senator CURTIS. Do you remember saying anything about their having to walk to Muzquiz?

Mr. CONINE. No, sir. I do not remember having any conversation about that. I may have, but I do not remember.

Senator CURTIS. How long did you know Pyotha before you took a deed from her?

Mr. CONINE. I can not say for certain; it has not been very long though.

Senator CURTIS. Did you know her before you went to Oklahoma?

Mr. CONINE. No, sir; I did not know her.

Senator CURTIS. You never met her, then, down here?

Mr. CONINE. No, sir.

Senator CURTIS. You met her in Oklahoma?

Mr. CONINE. If I had met her there I would not have known her, because you know yourself that the Indian women all look a good deal alike.

Senator CURTIS. Then, the first time, to your knowledge, that you met her you met her at the same place in Oklahoma. Do you remember that?

Mr. CONINE. Yes, sir.

Senator CURTIS. Who introduced her to you or brought her to you or took you to her?

Mr. CONINE. I believe it was Mack Johnson. It was either Mack Johnson or Charlie Menchacha; I am not sure.

Senator CURTIS. Did Grimes or any of his people call your attention to her and that she had land there?

Mr. CONINE. No, sir; I do not remember that they said anything about it to me.

Senator CURTIS. Were they trying to get hold of their land that you know of?

Mr. CONINE. Not that I know of.

Senator CURTIS. You knew Grimes pretty well, did you not?

Mr. CONINE. Yes, sir; I knew him.

Senator CURTIS. Did he talk to you about having secured the marriage of Puck-e-shinno?

Mr. CONINE. No, sir; since that deal was pulled off I have not had an opportunity to talk with Grimes.

Senator CURTIS. Did he not talk with you before that as to what the effect of the marriage would be—did not you and he and others talk about it?

Mr. CONINE. I do not remember of having discussed it with him.

Senator CURTIS. Do you not remember that he talked to you about it and told you that he had talked to the Judge here to get an opinion, and they told him that the laws of Oklahoma would govern?

Mr. CONINE. I do not remember any such conversation.

Senator CURTIS. Do you remember of talking to him at all about the marriage of these minors, or these people who were under the charge of guardians?

Mr. CONINE. I believe that when they came back up there, after they had taken some deeds, that they said something about it, but we did not discuss the matter fully.

Senator CURTIS. Give us your recollection of the conversation, as near as you can.

Mr. CONINE. I do not remember it; I remember having had the matter mentioned to me.

Senator CURTIS. Did he tell you about his being present when any Indian minor was married to another Indian?

Mr. CONINE. No, sir; he did not tell me that.

Senator CURTIS. Did he tell you why he had secured the marriage of any of them?

Mr. CONINE. No, sir; we did not discuss it freely at all. It was a matter that was of no interest to me. I had no interest in it at all, one way or the other.

Senator CURTIS. I think you said that you saw Mah-tep-we in Mexico on the 21st and 23d.

Mr. CONINE. Will you spell that name please.

Senator CURTIS. Mah-tep-we. That was one of the names I read to you, as being an Indian who was there when the deeds were signed.

Mr. CONINE. I do not remember that name. There are so many Indian names that I can not remember them. It is very difficult.

Senator CURTIS. You said you did some work for the Grimes and Chapman people?

Mr. CONINE. Yes, sir.

Senator CURTIS. And that Mr. Chapman and Mr. Grimes paid you for it?

Mr. CONINE. Mr. Chapman and Mr. Grimes.

Senator CURTIS. I wish you would state to the committee who composed the Grimes party or the Chapman party, as you recognized it.

Mr. CONINE. There was L. C. Grimes—

Senator CURTIS. Of Harrah, Okla.?

Mr. CONINE. Yes, sir.

Senator CURTIS. What other Grimes?

Mr. CONINE. They called him Tack.

Senator CURTIS. Tack, or W. C. Grimes?

Mr. CONINE. W. C. Grimes, that is it.

Senator CURTIS. Was he of the same place?

Mr. CONINE. Of the same place; yes, sir.

Senator CURTIS. Where was Mr. Chapman from?

Mr. CONINE. From Shawnee.

Senator CURTIS. What are his initials?

Mr. CONINE. W. I.

Senator CURTIS. Do you know what his business was?

Mr. CONINE. In what respect?

Senator CURTIS. What was he doing—what was his profession in Oklahoma?

Mr. CONINE. I do not know; I think he is the editor of the Shawnee Herald.

Senator CURTIS. Who else was in the party?

Mr. CONINE. A. T. Brown—did I mention him?

Senator CURTIS. No; who else?

Mr. CONINE. And Cal Moore.

Senator CURTIS. Do you know anything about Cal Moore having—or the party agreeing to have—a certain piece of property deeded to him?

Mr. CONINE. As I understood it, his contract was with Willard Johnson and Cade.

Senator CURTIS. You do not know whether he got a tract of land or not?

Mr. CONINE. I think he was to make a small payment, and he did not care to take it up after he had—

Senator CURTIS. Was the deed made out to him, if you know, or was the grantee's name left blank?

Mr. CONINE. I do not think it was.

Senator CURTIS. Was Russell Johnson one of that party?

Mr. CONINE. Yes, sir; Russell Johnson was representing Johnson and Cade.

Senator CURTIS. What assistance, if any, did Alexander give you?

Mr. CONINE. I was never connected in any way with him, or he was not connected with those men at all.

Senator CURTIS. He acted for them, did he not?

Mr. CONINE. Not while I was there; not to my knowledge.

Senator CURTIS. He was among the Indians, was he not—he was around with Grimes, was he not?

Mr. CONINE. At the time when deeds were being taken?

Senator CURTIS. And later on.

Mr. CONINE. Later on I think he was down there when Grimes was there, but I do not think I was there—yes, sir; I was there at one time when Alexander was there, but I did not know what his business was.

Senator CURTIS. Johnson was only interested in the deeds that were taken at Eagle Pass, was he not?

Mr. CONINE. Yes, sir.

Senator CURTIS. He left the Grimes people before the deeds were taken in Mexico, did he not?

Mr. CONINE. Yes, sir; he went away before that?

Senator CURTIS. And went back home, did he?

Mr. CONINE. Yes, sir.

Senator CURTIS. You were the Spanish interpreter for the Grimes party, were you not?

Mr. CONINE. Yes, sir.

Senator CURTIS. Who were the Indian interpreters, if you remember?

Mr. CONINE. They had several of them.

Senator CURTIS. Was William Murdock one of them?

Mr. CONINE. William Murdock was one.

Senator CURTIS. And Mack Johnson?

Mr. CONINE. And Mack Johnson; yes, sir.

Senator CURTIS. And Effie Douglass?

Mr. CONINE. Yes, sir; she interpreted some, I think.

Senator CURTIS. And Rachael Kirk?

Mr. CONINE. I do not remember her.

Senator CURTIS. And George Kishketon?

Mr. CONINE. George Kishketon was interpreting, I believe, for Hood.

Senator CURTIS. Now, there was a second Grimes party that came here in 1907—Grimes and some other people, John Garrett and Jim Jacobs—was there not?

Mr. CONINE. Yes, sir.

Senator CURTIS. Who composed that party, if you know?

Mr. CONINE. There was Jim Jacobs, John Garrett, and L. C. Grimes.

Senator CURTIS. Was there a man by the name of McKnight with them?

Mr. CONINE. He came on, but he went to Monterey; he was not with the party.

Senator CURTIS. Was Edward Hood with them?

Mr. CONINE. Yes, sir; I believe he was here at the same time.

Senator CURTIS. Did you act as interpreter for those people at that time?

Mr. CONINE. On some occasions I did; yes, sir.

Senator CURTIS. Who paid you for your services at that time?

Mr. CONINE. I was looking to Mr. Garrett then for my pay.

Senator CURTIS. Mr. John Garrett?

Mr. CONINE. Yes, sir.

Senator CURTIS. He seemed to be the man who handled the finances, did he?

Mr. CONINE. Yes, sir.

Senator CURTIS. While on the other trip W. L. Chapman handled all the money?

Mr. CONINE. Yes, sir; principally.

Senator CURTIS. Do you know how many deeds Garrett and his party obtained on the second trip?

Mr. CONINE. No, sir; I do not.

Senator CURTIS. Did you see them pay any money to the Indians?

Mr. CONINE. Yes, sir; on two different occasions I saw them pay some money.

Senator CURTIS. To whom?

Mr. CONINE. I saw them pay some to Charley Machscha and Peh-twy-tuck.

Senator CURTIS. Do you know how much they paid?

Mr. CONINE. No, sir; I do not.

Senator CURTIS. Where was that money paid?

Mr. CONINE. In Monclova.

Senator CURTIS. Was the deed executed there at that time?

Mr. CONINE. Yes, sir.

Senator CURTIS. In whose presence was the money paid?

Mr. CONINE. It was paid there in the court-house where the deeds were acknowledged.

Senator CURTIS. When did you first make up your mind to go to Oklahoma?

Mr. CONINE. I could not say exactly.

Senator CURTIS. Were any of the parties with whom you had been associated here in 1906 with you or on the train on which you went back to Oklahoma?

Mr. CONINE. I think not.

Senator CURTIS. Was not Outcalt on the same train?

Mr. CONINE. No, sir.

Senator CURTIS. Did you talk with any of those men about going to Oklahoma to stay?

Mr. CONINE. I had at different times talked a good deal about Oklahoma, and I had been contemplating about coming back to the States from Mexico for some time, and was asking them about it.

Senator CURTIS. You were in Tecumseh and in Oklahoma?

Mr. CONINE. Yes, sir.

Senator CURTIS. Who did you visit there?

Mr. CONINE. I was with Outcult.

Senator CURTIS. How long were you with him?

Mr. CONINE. I do not think he went up; I believe the next day after I got there we went over to Shawnee.

Senator CURTIS. Then you visited him only a day?

Mr. CONINE. We were there several days; I do not know exactly how long. He went up the next day.

Senator CURTIS. Did your family visit him?

Mr. CONINE. We stopped off there I believe a couple of times; we were trying to plan a fishing trip, but we never did go fishing.

Senator CURTIS. You never did go fishing?

Mr. CONINE. No, sir; there was a nice lake over there, and we spoke several times of going, but never went.

Senator CURTIS. What was your object in moving to Harrah?

Mr. CONINE. Well, one object I had was that I had bought a piece of land very near Harrah.

Senator CURTIS. What piece of property was that?

Mr. CONINE. That was the Peck-ke-ah-peah land.

Senator CURTIS. Land that you never had seen?

Mr. CONINE. I never had been there; I took their word for it.

Senator CURTIS. Whose word did you take for it?

Mr. CONINE. I suppose it was principally L. C. Grimes.

Senator CURTIS. Now, is it not a fact that he advised you to buy the land?

Mr. CONINE. I have never denied that.

Senator CURTIS. He did, did he?

Mr. CONINE. I have never denied it.

Senator CURTIS. Who advanced the money that you paid for it?

Mr. CONINE. I did.

Senator CURTIS. You paid it yourself, did you?

Mr. CONINE. Yes, sir.

Senator CURTIS. Who advised you to buy the other tracts of land?

Mr. CONINE. I do not remember of being advised in the matter.

Senator CURTIS. Did you buy other tracts of land?

Mr. CONINE. I bought the Peck-ke-ah-peah land and an interest in John Snake's land.

Senator CURTIS. You bought that land without seeing it, did you?

Mr. CONINE. Yes, sir.

Senator CURTIS. And you talked with nobody about it?

Mr. CONINE. Not about the little interest that John Snake had; they said it was very small.

Senator CURTIS. Who do you mean by "they?"

Mr. CONINE. L. C. Grimes.

Senator CURTIS. Did you talk with Chapman?

Mr. CONINE. No, sir; I think Chapman had gone back.



Senator CURTIS. Did you talk with Grimes?

Mr. CONINE. I think not; I do not remember.

Senator CURTIS. In whose employ were you on the 21st, 22d, and 23d of July, 1906?

Mr. CONINE. I suppose at that time I was in Chapman's employ.

Senator CURTIS. Did you do any work for Outcalt?

Mr. CONINE. Yes, sir; at different times I interpreted for him around.

Senator CURTIS. During that same time?

Mr. CONINE. The same time; yes, sir. I would have interpreted for anyone who came along and wanted me.

Senator CURTIS. And paid you for it?

Mr. CONINE. Yes, sir.

Senator CURTIS. Your business was to interpret? What is your profession?

Mr. CONINE. I am a dentist.

Senator CURTIS. You were not following dentistry very much at that time, were you?

Mr. CONINE. No, sir; I was needing a vacation.

Senator CURTIS. Your name appears on the backs of quite a number of checks here. Here is a check given by Ke-te-quah. Do you know anything about that check?

Mr. CONINE. Let me see it. [After examining check:] I remember of her having drawn that money at the bank.

Senator CURTIS. Did you get any of it?

Mr. CONINE. No, sir; I did not.

Senator CURTIS. Here is a check given at Eagle Pass December 11, 1906, First National Bank, payable to your order for \$25, signed by Pah-ko-ney, and another by the same party at Eagle Pass, January 1, 1907, made payable to Guajardo for \$100. I will ask you to state if you indorsed both of those checks.

Mr. CONINE (after examining checks). Yes, sir; that is my signature.

Senator CURTIS. That is your signature on the back of both, is it?

Mr. CONINE. Yes, sir.

Senator CURTIS. Here is a check from Pah-pe-ack, his mark. I will ask you if you indorsed that check?

Mr. CONINE. Yes, sir.

Senator CURTIS. Here is a check signed by Ah-che-che. Did you indorse that check?

Mr. CONINE. Yes, sir; the same way.

Senator CURTIS. Here is one signed by O-que-mah-ah-them. I will ask you if you indorsed that check?

Mr. CONINE. Yes, sir.

Senator CURTIS. Here is one, Eagle Pass—I do not know what day of the month that is; I think it is January 1.

Mr. CONINE. That is the same one.

Senator CURTIS. You signed that too, or indorsed it, did you?

Mr. CONINE. Yes, sir.

Senator CURTIS. Here is one payable to your order for \$115, Eagle Pass, from Kee-ahtha-cum-oke-quah.

Mr. CONINE. I remember that one.

Senator CURTIS. You got that money, did you?

Mr. CONINE. Yes, sir; and paid it to the Indians.

Senator CURTIS. Was the Indian here at Eagle Pass at the time?

Mr. CONINE. No, sir.

Senator CURTIS. Where was the Indian?

Mr. CONINE. We advanced him the money in Muzquiz.

Senator CURTIS. Where was the Indian?

Mr. CONINE. In Muzquiz.

Senator CURTIS. Was he in Muzquiz when he gave you the check?

Mr. CONINE. I was in Muzquiz when I gave him the money, and took the check in return for it.

Senator CURTIS. Why did you date it at Eagle Pass if you were in Muzquiz?

Mr. CONINE. That was a mistake on my part.

Senator CURTIS. You struck out——

Mr. CONINE. No, sir; that was another old bank form that I had there.

Senator CURTIS. If you were in Muzquiz it is not likely that you would have written Eagle Pass there, is it?

Mr. CONINE. I was in Muzquiz.

Senator CURTIS. You were?

Mr. CONINE. Yes, sir.

Senator CURTIS. Here is a check signed by Pum-y-tum-moke for \$650. Is that indorsed by you?

Mr. CONINE. Yes, sir.

Senator CURTIS. Where was that check given?

Mr. CONINE. That was given to Mr. Jesus Jiminez.

Senator CURTIS. Where; in Muzquiz?

Mr. CONINE. Yes, sir.

Senator CURTIS. Here is a check for \$650 from Pah-e-nah. Did you indorse that one?

Mr. CONINE. Yes, sir; I indorsed that one, too.

Senator CURTIS. Here is one dated Eagle Pass, Tex., January 1, 1907, signed by Mah-kah-seah.

Mr. CONINE. That is my signature.

Senator CURTIS. Where was that check made?

Mr. CONINE. It was made down there.

Senator CURTIS. Down at Muzquiz?

Mr. CONINE. Yes, sir.

Senator CURTIS. Did you see it made?

Mr. CONINE. No, sir.

Senator CURTIS. Then how do you know that it was made there? Were you present, or about there?

Mr. CONINE. I was about the premises.

Senator CURTIS. Did you see the man there at the time the check was made?

Mr. CONINE. It is not a man.

Senator CURTIS. The woman, then.

Mr. CONINE. Yes, sir.

Senator CURTIS. You saw the woman there at the time the check was made?

Mr. CONINE. I do not remember; there was a bunch of Indians around there.

Senator CURTIS. You would not have indorsed the check unless she was there and made it, would you?

Mr. CONINE. I was satisfied that these men were right there and knew what they were witnessing.

Senator CURTIS. You witnessed a number at that time—that same day, did you not?

Mr. CONINE. No, sir.

Senator CURTIS. You appear here as a witness once or twice to my recollection. Where did you indorse the checks, down there or up here?

Mr. CONINE. Where did I indorse them over?

Senator CURTIS. Yes.

Mr. CONINE. Here at the bank; they were indorsed over to me and I indorsed them over to the bank.

Senator CURTIS. But they were handed to you there?

Mr. CONINE. Yes, sir.

Senator CURTIS. After the parties signed them they were handed to you?

Mr. CONINE. Yes, sir.

Senator CURTIS. How was it done? Were they all handed you at one time as soon as a check was signed?

Mr. CONINE. They were handed to me in a bunch.

Senator CURTIS. By whom?

Mr. CONINE. By Mr. Santos.

Senator CURTIS. All of those checks were?

Mr. CONINE. All except those that were made out personally to me.

Senator CURTIS. How about those that were made out to "cash?"

Mr. CONINE. They were here whenever they were made out.

Senator CURTIS. Did you indorse that check, January 1, and who was it given by? Can you read the name at the bottom [exhibiting check]?

Mr. CONINE. Mah-squa-ko. Yes, sir; I indorsed that one.

Senator CURTIS. Here is one signed by Kah-tah-ka-ho-ko. That is indorsed by you, is it not?

Mr. CONINE. Yes, sir.

Senator CURTIS. Here is one witnessed by you and signed by Tah-pah-she.

Mr. CONINE. I remember that.

Senator CURTIS. Did you get any of that money?

Mr. CONINE. I did not.

Senator CURTIS. You simply signed your name as witness?

Mr. CONINE. I just met her there at the bank and signed as a witness.

Senator CURTIS. Here is a check for \$100, signed by Tah-pah-she, to Jiminez. Did you indorse that check?

Mr. CONINE. Yes, sir.

Senator CURTIS. Where was that executed?

Mr. CONINE. In the same place as the others, in Muzquiz.

Senator CURTIS. In Muzquiz.

Mr. CONINE. Yes, sir.

Senator CURTIS. Did you write those checks out?

Mr. CONINE. No, sir.

Senator CURTIS. You furnished the blanks, did you not?

Mr. CONINE. Yes, sir.

Senator CURTIS. Here is one payable to your order, dated Eagle Pass, February 2, signed by Pah-me-pah-ha-ne-quah.

Mr. CONINE. That is Ah-kis-kuck's daughter.

Senator CURTIS. That woman can write her name, can she not?

Mr. CONINE. She did not on that occasion.

Senator CURTIS. But she can write her name, can she not?

Mr. CONINE. I do not know that she can.

Senator CURTIS. Who wrote her name there?

Mr. CONINE. I did.

Senator CURTIS. You wrote that check out yourself, did you not?

Mr. CONINE. Yes, sir; as witness.

Senator CURTIS. And got the money?

Mr. CONINE. I got the money on it, and I paid over that amount of money there and took her check for it.

Senator CURTIS. Is not that the one to whom you only gave \$50 Mexican?

Mr. CONINE. No, sir.

Senator CURTIS. There was only one whom you gave \$50, was there not?

Mr. CONINE. I do not remember.

Senator CURTIS. Here is a check signed by Wah-sko-tah to you for \$150. Do you remember that?

Mr. CONINE. Yes, sir; I remember that. I paid him the money and took his check.

Senator CURTIS. Were those checks made out down there?

Mr. CONINE. Yes, sir; at the same time.

Senator CURTIS. Although they are drawn here as if they were made in Eagle Pass?

Mr. CONINE. Yes, sir; that was an oversight of mine; I did not notice it.

Senator CURTIS. Here is another check that seems to have the same oversight on it, by Wah-sko-tah.

Mr. CONINE. It seems to be the same as the other.

Senator CURTIS. That is dated at Eagle Pass.

Mr. CONINE. Yes, sir.

Senator CURTIS. And you say the man, or woman, was not here at the time?

Mr. CONINE. No, sir.

Senator CURTIS. You got the money on it yourself, did you not?

Mr. CONINE. Yes, sir.

Senator CURTIS. Here is another check made payable to your order by Paw-kaw-kah for \$80.

Mr. CONINE. Yes, sir.

Senator CURTIS. Then there is another by the same party to the Spaniard, Jiminez, for \$200.

Mr. CONINE. Yes, sir.

Senator CURTIS. Where were those checks made out?

Mr. CONINE. In Muzquiz.

Senator CURTIS. You indorsed both of them, did you?

Mr. CONINE. Yes, sir.

Senator CURTIS. You got the money on one of them?

Mr. CONINE. Yes, sir.

Senator CURTIS. In whose handwriting is the one that is made payable to your order for \$800?

Mr. CONINE. It is in my own handwriting. His brother was there

and wanted to get him some clothing and fix him up; he said he wanted some money.

Senator CURTIS. And you struck out Oklahoma and inserted Eagle Pass when the check was made in Mexico?

Mr. CONINE. Yes, sir; that was an oversight of mine. I did not notice it at the time.

Senator CURTIS. Then you made it out on the First National Bank and made the oversight as to the First National Bank?

Mr. CONINE. Does it not say on the check?

Senator CURTIS. No. Do you know that party?

Mr. CONINE. Yes, sir.

Senator CURTIS. Who is he?

Mr. CONINE. Paw-kaw-kah.

Senator CURTIS. Yes.

Mr. CONINE. He is an old fellow who I was telling you about being deaf and dumb.

Senator CURTIS. He is a crazy man—an idiot—is he not?

Mr. CONINE. Yes, sir.

Senator CURTIS. And you knew it at the time you took that check?

Mr. CONINE. Yes, sir; and gave him the money, too.

Senator CURTIS. Here is another one for \$200, payable to Jesus Garza Jiminez, signed by Pe-quah, his mark. It is dated January 1, 1907. Did you indorse that check?

Mr. CONINE. Yes, sir; that is my signature.

Senator CURTIS. Here is another check made by Pah-nah-ka-tho, dated January 1, 1907, in favor of the same party, Jesus Garza Jiminez. Did you indorse that check?

Mr. CONINE. Yes, sir.

Senator CURTIS. Here is a check signed by Kah-kah-to-the-quah, dated at Eagle Pass, Tex., January 1, 1907, payable to Jesus Garza Jiminez, for \$650, and one to yourself dated Deember 11, 1906, from the same party, for \$120. I will ask you to state who drew the check that is made payable to yourself.

Mr. CONINE. I did.

Senator CURTIS. And you struck out the words "Harrah, Okla.," and inserted "Eagle Pass, Tex.," did you not?

Mr. CONINE. Yes, sir; that seems to have been the same oversight that I made in the whole bunch.

Senator CURTIS. You made it payable to the First National Bank, but you do not say whether it was Texas or Arkansas; you do not give the State, but just say "First National Bank." That is right, is it?

Mr. CONINE. Yes, sir.

Senator CURTIS. You got the money on that check, did you?

Mr. CONINE. Yes, sir.

Senator CURTIS. And you indorsed the other check?

Mr. CONINE. Yes, sir.

Senator CURTIS. Here is another check dated January 1, 1907, in favor of Genaro Guajardo, signed by Kah-pah-he-ko-quah, for \$500. You indorsed that check, did you?

Mr. CONINE. Yes, sir.

Senator CURTIS. That was made out at Muzquiz, the same, was it not?

Mr. CONINE. The same thing.

Senator CURTIS. On an Eagle Pass check and not changed?

Mr. CONINE. Yes, sir.

Senator CURTIS. Here is a check dated January 1, 1907, payable to Genaro Guajardo for \$550, signed by Cha-ke-che. That was made at the same place, was it?

Mr. CONINE. Yes, sir; the same place.

Senator CURTIS. Although it is dated and addressed as Eagle Pass?

Mr. CONINE. Yes, sir.

Senator CURTIS. Here is a check dated January 1, 1907, payable to Jesus Garza Jiminez, for \$300, signed by Oth-ne-sha-wah-to. Did you indorse that check?

Mr. CONINE. Yes, sir.

Senator CURTIS. You erased "Harrah, Okla.." and inserted "Eagle Pass, Tex.," on that check. Did you write that check?

Mr. CONINE. No, sir.

Senator CURTIS. You did not write that?

Mr. CONINE. I indorsed it.

Senator CURTIS. You only indorsed it?

Mr. CONINE. Yes, sir.

Senator CURTIS. Here is a check dated January 1, 1907, payable to Genaro Guajardo, for \$500, signed by Ah-na-tha-hah-quah, her mark; did you indorse that?

Mr. CONINE. Yes, sir.

Senator CURTIS. From the face of it it would indicate that it was made here and instead of that it was made at Muzquiz.

Mr. CONINE. Yes, sir; at Muzquiz.

Senator CURTIS. Here is a check dated Eagle Pass, Tex., January 1, 1907, payable to Jesus Garza Jiminez for \$300, signed by Me-she-kah, her mark. Did you indorse that?

Mr. CONINE. Yes, sir.

Senator CURTIS. Here is a check dated Eagle Pass, Tex., January 1, 1907, payable to Jesus Garza Jiminez for \$650, signed by Mah-ta-pene, his mark. Did you indorse that?

Mr. CONINE. Yes, sir.

Senator CURTIS. These were all made to your order, and as I understand you gave the money to the Indians there?

Mr. CONINE. Yes, sir.

Senator CURTIS. What did you give them, United States money or Mexican?

Mr. CONINE. United States money, or if I gave them Mexican money I gave them double the amount. It is only worth 50 cents on the dollar.

Senator CURTIS. Were you in the habit of cashing checks for the Indians down there?

Mr. CONINE. Yes, sir; and I always changed money for them whenever they wanted me, and whenever I could.

Senator CURTIS. You did, you say?

Mr. CONINE. Yes, sir.

Senator CURTIS. You are not in the banking business, are you?

Mr. CONINE. No, sir; it was just as an accommodation. There was hardly a day passed that I did not do that.

Senator CURTIS. Did you go out there for the purpose of getting those checks?

Mr. CONINE. No, sir; on other business.

Senator CURTIS. On what business did you go there?

Mr. CONINE. I do not remember exactly, but I never went to the camp unless I had business there.

Senator CURTIS. You know that you were there to buy lands?

Mr. CONINE. Yes, sir; I never went there with any other Indians.

Senator CURTIS. Every time you went to the camp you went there to buy lands?

Mr. CONINE. Oh; no, sir.

Senator CURTIS. Well, every time you went there with the Grimes people.

Mr. CONINE. Whenever I came from Oklahoma down here that was my mission to buy what land I could.

Senator CURTIS. And you brought an Indian with you to buy?

Mr. CONINE. I came along with the Indian that did come.

Senator CURTIS. Well you bought the ticket?

Mr. CONINE. Yes, sir.

Senator CURTIS. You induced him to come here, did you not?

Mr. CONINE. They wanted to come anyway.

Senator CURTIS. You are sure about that?

Mr. CONINE. That is what I was told.

Senator CURTIS. They are there now, are they not?

Mr. CONINE. If they are, they went back very recently.

Senator CURTIS. What did Chapman and Grimes and those people say to you about their intention to give the Indians a fair price for the land?

Mr. CONINE. They said they were giving them more than they could get from anyone else.

Senator CURTIS. Did they say anything to you about the Government selling lands down there; the United States Government selling the lands or helping them to sell the lands at their appraised value?

Mr. CONINE. No, sir.

Senator CURTIS. Did they tell you when they bought this land from Ache-che that they were giving Ache-che all that anybody would give him for the land?

Mr. CONINE. They did not discuss the matter with me.

Senator CURTIS. Except generally?

Mr. CONINE. Except generally; they told me that if they bought it they would pay good money for it.

Senator CURTIS. They were very liberal in the matter of spending money, were they not?

Mr. CONINE. Oh, yes sir.

Senator CURTIS. The Indians were drunk a good deal of the time they were here, were they not?

Mr. CONINE. Yes, sir; and on their own money.

Senator CURTIS. Don't you know that Chapman and Grimes and you helped to get those Indians drunk?

Mr. CONINE. I do not know anything of the sort.

Senator CURTIS. You were with them when they were drunk, were you not?

Mr. CONINE. I have seen them drunk many times.

Senator CURTIS. You had them sign papers when they were drunk, did you not?

Mr. CONINE. No, sir.

Senator CURTIS. You took a deed from an idiot Indian, knowing he was an idiot?

Mr. CONINE. Well, I do not know; I did not speak his language.

Senator CURTIS. You knew he was an idiot. You said so here a minute ago.

Mr. CONINE. I said that he was not a normal Indian.

Senator CURTIS. You took deeds from minors, did you not?

Mr. CONINE. Not to my knowledge.

Senator CURTIS. You had deeds made by minors, did you not?

Mr. CONINE. Not to my knowledge.

Senator CURTIS. Do you not know and did you not know at the time that every acre of land that was taken was worth five times the money you were paying those Indians for it?

Mr. CONINE. I did not know anything about the value of the land.

Senator CURTIS. And did you not think when you bought that long shot that you were getting the same kind of land and at the same price?

Mr. CONINE. I did not know how much the land was worth. I knew if it was bringing in a rental of \$90 a year it was bound to be worth something like \$1,000.

Senator CURTIS. And you paid \$300 for it?

Mr. CONINE. No, sir.

Senator CURTIS. What was that land that you paid \$300 for?

Mr. CONINE. It was a child's interest in an heirship.

Senator CURTIS. You were not dealing with flying machines. You were after skinning Indians, were you not? I want to call your attention to this land from Ah-che-che which you say was sold to Chapman.

Mr. CONINE. I never paid any particular attention to that.

Senator CURTIS. The consideration mentioned in the deed is \$1,600, and the land is appraised at \$7,200.

Mr. CONINE. I could not know anything about that.

Senator CURTIS. Did not these people tell you that they were getting the land for less than what it was worth?

Mr. CONINE. I supposed they were buying it at a profit, or they would not have been there.

Senator CURTIS. Did they not tell you that?

Mr. CONINE. They did not discuss the value of the land with me that I remember.

Senator CURTIS. They were willing to spend, and were liberal with money.

Mr. CONINE. They were not short, as I said before.

Senator CURTIS. You ran the Indians out of Mexico into Eagle Pass, did you not, or helped them do it?

Mr. CONINE. No, sir; in what way?

Senator CURTIS. You took them out of Mexico into Eagle Pass, did you not?

Mr. CONINE. Those that wanted to go, I did; yes, sir.

Senator CURTIS. When those Indians went up with you to Guajardo's house you were armed, and the other people were armed, were they not?

Mr. CONINE. I always went armed when in Mexico.



Senator CURTIS. You do not do that in the United States, do you?

Mr. CONINE. No, sir; it costs \$100 here.

Senator CURTIS. It ought to cost \$1,000 in Mexico. Do you know anything about the land that was sold by Ah-nah-tha-hah-quah to Chapman?

Mr. CONINE. No, sir.

Senator CURTIS. Do you know anything about the value of it?

Mr. CONINE. No, sir.

Senator CURTIS. Was it not \$700 that they agreed to give him for it?

Mr. CONINE. I do not remember about that.

Senator CURTIS. You put the money in the bank here, did you not?

Mr. CONINE. Yes, sir; there were several checks that were put in the bank. I do not remember about that.

Senator CURTIS. You said here this morning that the checks you put in the bank were for the consideration that was mentioned in the deed.

Mr. CONINE. Yes, sir; I found that out from the deeds.

Senator CURTIS. They did not give the Indians any more than was mentioned in the deeds, did they?

Mr. CONINE. No, sir; they gave them the amounts mentioned in the deeds—a check for the same amount.

Senator CURTIS. You witnessed that deed from Ah-na-tha-hah-quah to W. L. Chapman, did you not?

Mr. CONINE. I think I witnessed all of them.

Senator CURTIS. How many of those Indians were drunk that day?

Mr. CONINE. I do not think there were any of them drunk.

Senator CURTIS. Were any of them brought there from jail in irons?

Mr. CONINE. No, sir.

Senator CURTIS. There were some brought from jail, were there not?

Mr. CONINE. I heard afterwards somebody make the assertion that there was; or that some Indian had said he was, but I did not know him.

Senator CURTIS. That piece of land that he got for \$700 that I have just mentioned is appraised at \$3,600. What does that shrug of your shoulders mean—that you do not care?

Mr. CONINE. It means that I do not know anything about the value of that land.

Senator CURTIS. I wish you would tell the committee what those gentlemen, or either of them, said about the value of the land they were getting.

Mr. CONINE. As I told you before, the real value of the land was not discussed fully. I think they will be able to tell you anything that will have any bearing on the matter. They gave me to understand that they were buying something like they were expecting to make a reasonable profit on.

Senator CURTIS. Mr. Bentley, do you desire to ask Mr. Conine any questions?

Mr. BENTLEY. When these gentlemen are through.

Senator CURTIS. I will ask you one other question. When these checks were given or taken to you and in your presence at the camp down here in January, or at Muzquiz, who interpreted at that time?

Mr. CONINE. As Indian interpreter?

Senator CURTIS. Yes.

Mr. CONINE. There was a Mexican Indian there part of the time who did the interpreting in Spanish.

Senator CURTIS. Who was the Indian interpreter—Johnson, who signed them as witness?

Mr. CONINE. Johnson; and there was a woman there with them.

Senator CURTIS. Did he read the checks to the Indians before they signed them?

Mr. CONINE. Yes; I suppose so, or he would not have witnessed them.

Senator CURTIS. You stated that you drew up the ones made payable to your order.

Mr. CONINE. Yes, sir; and fully explained to them.

Mr. EMBRY. With regard to the Ah-che-che sale to Chapman, do you know J. H. Myers?

Mr. CONINE. I do not think I do.

Mr. EMBRY. Do you know who he is?

Mr. CONINE. No, sir.

Mr. EMBRY. Did you learn from those people who he was?

Mr. CONINE. No, sir.

Mr. EMBRY. Where was the deed from Ah-che-che to Chapman made—here at Eagle Pass or in Muzquiz?

Mr. CONINE. In Muzquiz, I think.

Mr. EMBRY. Was another deed made at the same time by Chapman to Myers?

Mr. CONINE. Not that I know of.

Mr. EMBRY. What did Chapman say when he left here—when he gave you the checks to be deposited in the bank and he went home—what did he say about why he was going home?

Mr. CONINE. I do not remember him saying anything to me about it.

Mr. EMBRY. After these deeds were made he gave you the checks to deposit and he went home to Shawnee, did he not?

Mr. CONINE. Yes, sir.

Mr. EMBRY. And you were directed to deposit the checks here in escrow?

Mr. CONINE. Yes, sir. I deposited them before he left.

Mr. EMBRY. Was he with you when they were deposited?

Mr. CONINE. Yes, sir; he was.

Mr. EMBRY. What reason did he assign for going home at that time?

Mr. CONINE. He wanted to see if there were other deeds that had been placed on record before that.

Mr. EMBRY. Did he assign any other reason?

Mr. CONINE. Not that I remember.

Mr. EMBRY. You know when he notified this bank here that there were no other deeds on record, do you not?

Mr. CONINE. I do not remember the date.

Mr. EMBRY. Did you have any subsequent conversations with Mr. Chapman about this deed, or any of these deeds that he has obtained. or to Mr. Myers?

Mr. CONINE. No, sir.

Mr. EMBRY. When you were up in Oklahoma did you not ascertain where Myers was?

Mr. CONINE. No, sir.

Mr. EMBRY. And you did not meet him?

Mr. CONINE. No, sir.

Mr. EMBRY. Did you meet Mr. Benson?

Mr. CONINE. Yes, sir.

Mr. EMBRY. Did you have a conversation with him about this transaction?

Mr. CONINE. I talked with him a very little about it.

Mr. EMBRY. What did he say?

Mr. CONINE. I can not remember his conversation.

Mr. EMBRY. You remember no part of it?

Mr. CONINE. Not well enough to go on record.

Mr. EMBRY. What was the part of it that you do remember?

Mr. CONINE. I was just asking him about the deal in general.

Mr. EMBRY. What did you explain to him with regard to it?

Mr. CONINE. Well, not as fully, but about the same as you have heard me telling here to-day. As a matter of fact, he did not ask me much about it.

Mr. EMBRY. Did you examine any of this land while you were up there?

Mr. CONINE. I was around over the country and looking at some of it, but there was none of it that they bought that I was paying any attention to.

Mr. EMBRY. This deed that you got from Cha-cha-ko-the-wa, you say that was an heirship interest?

Mr. CONINE. Yes, sir.

Mr. EMBRY. What part of the 80 acres?

Mr. CONINE. About two-fifteenths.

Mr. EMBRY. Is that the 80 acres that have since been sold at the agency?

Mr. CONINE. It was sold after I took that deed; yes, sir.

Mr. EMBRY. And for two-fifteenths you paid \$330?

Mr. CONINE. I paid \$300.

Mr. EMBRY. As a matter of fact, was not that being advertised for sale at that time, and in course of sale?

Mr. CONINE. No, sir; I do not think it was. I do not think it was ever advertised until way later than that, but I am not positive.

Mr. EMBRY. How many heirs are there to that piece of land?

Mr. CONINE. I could not tell you offhand.

Mr. EMBRY. Is it not a fact that other heirs have joined in and obstruct the sale of the heirs' land from whom you purchased?

Mr. CONINE. I do not know whether they have or not.

Mr. EMBRY. Have you not been so informed?

Mr. CONINE. I think—I am not swearing to anything now—but I will tell you what I think about it; I think that the agent was going to sign for them as their guardian—the rest of them.

Mr. EMBRY. As a matter of fact, have you not made a proposition that you would require so much money before you would convey your interest to the purchaser of this land?

Mr. CONINE. Yes, sir.

Mr. EMBRY. How much did you ask for your interest?

Mr. CONINE. I asked the part that would come or that would naturally go with mine.

Mr. EMBRY. How much is that?

Mr. CONINE. I do not remember any exact figures.

Mr. EMBRY. You say it was sold for how much?

Mr. CONINE. Three thousand three hundred and thirty dollars.

Mr. EMBRY. And you wanted two-fifteenths of that?

Mr. CONINE. Yes, sir.

Mr. EMBRY. And in consideration of that you would join with the other heirs in executing the deed?

Mr. CONINE. I would assign Cha-cha-ko-the-wa's part; yes, sir.

Mr. EMBRY. Was Willard Johnson down here at the time those deeds were taken?

Mr. CONINE. No, sir.

Mr. EMBRY. Was Russell Johnson?

Mr. CONINE. Russell was.

Mr. EMBRY. Did Ed Hood come down here in person at the time he took his deeds?

Mr. CONINE. He was here one time, but I do not remember whether it was at the time his deed was taken or not.

Mr. EMBRY. That trade was made with Harry Smith, or Mesh-ah-quot, was made up in Oklahoma, was it not?

Mr. CONINE. I think it was.

Mr. EMBRY. From whom John Garrett bought his land?

Mr. CONINE. Yes, sir.

Mr. EMBRY. Were you present in the probate court at Tecumseh when they were seeking to get Mr. Thackery discharged as Mesh-ah-quot's guardian?

Mr. CONINE. Yes, sir.

Mr. EMBRY. You heard Mesh-ah-quot testify at that time that he had never been in Mexico, did you not?

Mr. CONINE. I do not remember, but I believe he said he had not been there.

Mr. EMBRY. And that he had agreed to sell his land for \$800?

Mr. CONINE. Yes, sir; I do not remember that he said he had agreed to sell his land.

Mr. EMBRY. And that he wanted Mr. Thackery removed that he might come to Mexico and sell his land?

Mr. CONINE. Yes, sir.

Mr. EMBRY. As a matter of fact, Mesh-ah-quot returned to Oklahoma in a few days after he was down here, did he not?

Mr. CONINE. I think he did.

Mr. EMBRY. And he is up there now, is he not?

Mr. CONINE. I do not know that he is.

Mr. EMBRY. I notice here a deed from Kah-kah-to-the-qua. What agreement was made, in addition to the deed itself, in that matter?

Mr. CONINE. I do not remember.

Mr. EMBRY. Were there any side agreements with any of these Indians—agreements apart from the deeds?

Mr. CONINE. The only agreement was as to helping them to secure part of that land down there, wherever they wanted to buy.

Mr. EMBRY. To secure part of what land?

Mr. CONINE. That San Francisco ranch.

Mr. EMBRY. Who were parties to that agreement?

Mr. CONINE. The Indians.

Mr. EMBRY. Who of the white persons were parties to that agreement?

Mr. CONINE. I do not know.

Mr. EMBRY. The Grimes people?

Mr. CONINE. I do not know.

Mr. EMBRY. Was Grimes a party to that agreement?

Mr. CONINE. Which agreement?

Mr. EMBRY. That in addition to what money they would pay that they would aid them in buying their lands.

Mr. CONINE. They would do it for them just to help them out. It was generally talked among all of them.

Mr. EMBRY. And by all of them you mean Grimes and Chapman?

Mr. CONINE. Yes, sir; that is exactly what I mean.

Mr. EMBRY. And Hood?

Mr. CONINE. He was not there with that party.

Mr. EMBRY. And Garrett?

Mr. CONINE. He was not there either.

Mr. EMBRY. And Al Brown?

Mr. CONINE. He was there; yes, sir.

Mr. EMBRY. And Cal Moore?

Mr. CONINE. Yes, sir; he was there.

Mr. EMBRY. And Russell Johnson?

Mr. CONINE. Russell was not there then; he had gone home.

Mr. EMBRY. You say it was the talk there that in addition to the amount you would pay them, that these people would aid them in securing other land at the San Francisco ranch?

Mr. CONINE. They said they would help them, but it would not be an additional consideration.

Mr. EMBRY. But they would help them?

Mr. CONINE. Yes, sir.

Mr. EMBRY. That was one of the inducements they held out to get the Indians to sign the deeds?

Mr. CONINE. I suppose it was.

Mr. EMBRY. The Indians understood that if they signed these deeds—

Mr. CONINE. That they would see that they got some land there.

Mr. EMBRY. And that these men would help them get the land?

Mr. CONINE. Yes, sir; that they would give them any assistance they could.

Mr. EMBRY. You talked with the Indians quite extensively about that, did you?

Mr. CONINE. Yes, sir; quite a little.

Mr. EMBRY. And they understood it quite generally that these people would aid them?

Mr. CONINE. I think so.

Mr. EMBRY. Now what aid did you give to secure that land down there?

Mr. CONINE. Well, when they had picked out what land they could that was what those checks were signed for—in payment of those lands.

Mr. EMBRY. When who picked it out?

Mr. CONINE. The Indians.

Mr. EMBRY. How much land did you get for them down there?

Mr. CONINE. I can not tell you the number of acres.

Mr. EMBRY. What Indians picked out this land?

Mr. CONINE. Those that bought there in Mexico.

Mr. EMBRY. Please state their names?

Mr. CONINE. No, sir.

Mr. EMBRY. Why not?

Mr. CONINE. Because I can not remember them.

Mr. EMBRY. About how many?

Mr. CONINE. Something like twenty of them.

Mr. EMBRY. Where are those twenty now?

Mr. CONINE. I do not know.

Mr. EMBRY. Now when was it that those twenty picked out this land on the San Francisco ranch?

Mr. CONINE. They have been trying to buy it; I think Bentley has promised them two or three times to buy it for them.

Mr. EMBRY. Were they the same tracts that Bentley had promised to buy for them?

Mr. CONINE. It was not that tract that he bought from Galan for himself.

Mr. EMBRY. How far is it from that tract?

Mr. CONINE. It is in the same farm.

Mr. EMBRY. And how far away?

Mr. CONINE. It all joins.

Mr. EMBRY. It is contiguous immediately to this spot that you selected for them?

Mr. CONINE. Yes, sir.

Mr. EMBRY. In what direction is it from the Bentley tract?

Mr. CONINE. I think it lies about north—it lies all around it.

Mr. EMBRY. How many acres is it?

Mr. CONINE. They do not measure their land down there in acres, and I can not tell you; it is about the same quantity of land that was bought by Mr. Bentley.

Mr. EMBRY. How many days' water?

Mr. CONINE. There is more pasture on it and less water.

Mr. EMBRY. How much water?

Mr. CONINE. I think there are four days and a half and some odd hours' water on each one—nearly five days' water.

Mr. EMBRY. How much of it is under cultivation?

Mr. CONINE. As much as the water calls for—do you know that?

Mr. EMBRY. No; please explain?

Mr. CONINE. I do not know it well enough to explain.

Mr. EMBRY. Oh, now, you are a Spanish scholar, are you not?

Mr. CONINE. No, sir.

Mr. EMBRY. You talk the Spanish language?

Mr. CONINE. I can make myself understood, and can understand it.

Mr. EMBRY. And you are acquainted with the land here?

Mr. CONINE. Yes, sir.

Mr. EMBRY. You can estimate the amount of land in a given tract?

Mr. CONINE. I have told you that there were so many days' water there, approximately, and it carried the pasture rights of about 30,000 acres.

Mr. EMBRY. Approximately, how much of that land which these people—the Grimes people—bought for those Indians is under cultivation?

Mr. CONINE. I do not know how much; one day of water would cover it.

Mr. EMBRY. Do you know anything about the title to that land?

Mr. CONINE. Yes, sir; I had it examined.

Mr. EMBRY. To whom is it conveyed?

Mr. CONINE. It is conveyed to the Indians.

Mr. EMBRY. Twenty in number?

Mr. CONINE. Yes, sir.

Mr. EMBRY. The twenty from whom you bought this land?

Mr. CONINE. Yes, sir.

Mr. EMBRY. How much money did you spend for it—what did it cost?

Mr. CONINE. Jesus Garza Jiminez received, I believe, \$4,750 for one, and the other one \$3,950, I believe, was the amount.

Mr. EMBRY. That is about \$8,700?

Mr. CONINE. I believe that was about it.

Mr. EMBRY. That is what you paid for the land?

Mr. CONINE. I think that is it.

Mr. EMBRY. Was this American money—gold?

Mr. CONINE. Yes, sir.

Mr. EMBRY. Was Mr. J. S. Everest down here at the time the deeds were made?

Mr. CONINE. I never saw him anywhere except in Oklahoma City.

Mr. EMBRY. Did you talk with Willard Johnson about this money when you went back up there?

Mr. CONINE. Which money?

Mr. EMBRY. About the money that you had deposited down here for checks, and what you were doing for those people—aiding them in buying land?

Mr. CONINE. I do not remember talking to him about it.

Mr. EMBRY. I understand, now, Doctor, that Chapman, Grimes, and Al Brown had agreed to help these Indians to buy this land—this other land in Mexico.

Mr. CONINE. Yes, sir.

Mr. EMBRY. And you came up here and drew this money out for the purpose of buying that land?

Mr. CONINE. That is what it was drawn out for.

Mr. EMBRY. On those checks?

Mr. CONINE. Yes, sir.

Mr. EMBRY. Then you were acting under the direction of Chapman, Brown, the Grimeses, Cal Moore, and Al Brown?

Mr. CONINE. No, sir; not quite all of them. I say Chapman, for instance.

Mr. EMBRY. Then you were acting under the directions of Chapman and Grimes?

Mr. CONINE. And Brown.

Mr. EMBRY. Al Brown?

Mr. CONINE. Yes; that is as far as I can go.

Mr. EMBRY. When you came here and drew this money out and delivered those checks mentioned to the bank and got the money for the purpose of buying this tract of land in Mexico—

Mr. CONINE. Yes, sir.

Mr. EMBRY. You were still acting as their agent?

Mr. CONINE. Yes, sir.

- Mr. EMBRY. And under their direction?
- Mr. CONINE. Yes, sir.
- Mr. EMBRY. You acted in that capacity at their solicitation?
- Mr. CONINE. Yes, sir.
- Mr. EMBRY. And not for your own benefit?
- Mr. CONINE. Not for my own at all.
- Mr. EMBRY. Who carried on the negotiations with the former owner of this ranch that you bought for those Indians—who brought about the trade with this former owner?
- Mr. CONINE. Alberto Santos.
- Mr. EMBRY. Who was he acting for?
- Mr. CONINE. He was acting for the former owner.
- Mr. EMBRY. And he negotiated the sale with whom—you?
- Mr. CONINE. With the Indians.
- Mr. EMBRY. With the Indians?
- Mr. CONINE. Yes, sir.
- Mr. EMBRY. Who conducted the Indians' part of the trade?
- Mr. CONINE. I do not know.
- Mr. EMBRY. Did Santos talk with you about that trade?
- Mr. CONINE. Yes, sir.
- Mr. EMBRY. And you and he agreed upon the terms?
- Mr. CONINE. He said that they were willing to pay that much for it.
- Mr. EMBRY. And did the Indians then consult you, and did you advise the Indians about buying it?
- Mr. CONINE. Yes, sir; I talked to some of them, but I do not remember which ones.
- Mr. EMBRY. You, in that capacity as agent for those other people, were there helping them as they had agreed to, to buy these lands?
- Mr. CONINE. Yes, sir.
- Mr. EMBRY. And all the negotiations with regard to the purchase of this land in Mexico, and the drawing of this money here to pay for it, on your part was as agent?
- Mr. CONINE. W. I. Chapman, he was the man I knew as the business head of that firm.
- Mr. EMBRY. The business head of that combination?
- Mr. CONINE. Yes, sir.
- Mr. EMBRY. Now did you see this crazy man from whom you got a deed execute that deed?
- Mr. CONINE. Yes, sir.
- Mr. EMBRY. Where was he when he executed it?
- Mr. CONINE. At Guajardo's residence.
- Mr. EMBRY. Did he know anything about what was in that deed?
- Mr. CONINE. I do not know; the interpreter talked to him.
- Mr. EMBRY. What interpreter?
- Mr. CONINE. Mack Johnson.
- Mr. EMBRY. Was not this fellow deaf and dumb?
- Mr. CONINE. Yes, sir.
- Mr. EMBRY. He could not talk at all, could he?
- Mr. CONINE. I do not know that he could.
- Mr. EMBRY. How does he make his wants known—if he wants to eat anything, for instance?
- Mr. CONINE. I do not know; I did not pay much attention to him.
- Mr. EMBRY. You understood that he was insensible to anything the interpreter said to him, did you not?



Mr. CONINE. No, sir; I did not know that; I could not speak his language; I did not know how crazy he was or anything about it.

Mr. EMBRY. Did you not see his face and notice his countenance at the time the interpreter was talking to him?

Mr. CONINE. I do not remember particularly of taking any special notice of it.

Mr. EMBRY. How old a man is he?

Mr. CONINE. I guess he is 35 or 40 years of age. I can not tell an Indian's age.

Senator CURTIS. Do you know who made the contract with him for that deed to Chapman?

Mr. CONINE. I do not know.

Senator CURTIS. You were not present?

Mr. CONINE. I suppose I was, but I did not take particular notice.

Senator CURTIS. Who made the contract with him with these people to buy part of the land or the ranch?

Mr. CONINE. I do not know; I secured a check for him.

Senator CURTIS. You took his check?

Mr. CONINE. Yes, sir; and when I was through I handed him, for the amount of money he gave me—I handed him that amount of money.

Senator CURTIS. You handed him \$80 in gold?

Mr. CONINE. Yes, sir.

Senator CURTIS. And took his check for \$200 to pay Jiminez?

Mr. CONINE. Yes, sir.

Senator CURTIS. Did he thank you for turning over the \$80 to him?

Mr. CONINE. He did not say anything.

Senator CURTIS. The truth of the matter is that that man can not speak a word, is it not, Indian or otherwise?

Mr. CONINE. I do not know whether he can or not.

Senator CURTIS. Did you ever hear him grunt or do anything else there?

Mr. CONINE. I do not know.

Senator CURTIS. You were there when the interpreter was acting and you could have heard him?

Mr. CONINE. Yes, sir.

Senator CURTIS. Did you hear him say anything to the interpreter?

Mr. CONINE. I do not know now anything about it.

Senator CURTIS. The truth is he can not talk, is it not?

Mr. CONINE. I do not know anything about it.

Senator CURTIS. You said before in your examination that he could not talk?

Mr. CONINE. I said he was deaf and dumb.

Senator CURTIS. Well, what does that mean?

Mr. CONINE. That he is hard of hearing.

Senator CURTIS. It means more than that, does it not—a deaf and dumb person is dumb as well as deaf, not simply hard of hearing.

Mr. CONINE. I told you to my knowledge about the matter.

Senator CURTIS. You say you gave him \$80?

Mr. CONINE. His brother told me that he was naked and said he wanted to get him some clothes. He wanted me to pay him the money, and I said I would not do it, but would pay it to him.

Senator CURTIS. And you gave it to him?

Mr. CONINE. Yes, sir; in his own hand.

Mr. EMBRY. You say this Indian was naked at the time?

Mr. CONINE. He was just about as close to being naked as you will ever find one.

Mr. EMBRY. That was December 11, 1906. Had you seen him down there in July, 1906, when this land was bought?

Mr. CONINE. Yes, sir.

Mr. EMBRY. Was he paid any money at the time?

Mr. CONINE. Not that I know of.

Mr. EMBRY. What was the condition of those Indians when Grimes and your parties went down there to buy this land—how were they living?

Mr. CONINE. I could not say as to that.

Mr. EMBRY. Were they living in camp?

Mr. CONINE. Yes, sir; I can say that much.

Mr. EMBRY. Were they farming on their ranch?

Mr. CONINE. I do not think that any of them ever hurt themselves farming.

Mr. EMBRY. What were their habits as to drinking?

Mr. CONINE. They were drunk every time they were in town, when they went to Muzquiz where they could get it, and after they got to having some money; I think there were several mescale shops opened up around the town or around the camp.

Mr. EMBRY. Were you out at any of their homes to see how they lived before this land was bought?

Mr. CONINE. The first time I ever went there was when these men first went down there.

Mr. EMBRY. What men?

Mr. CONINE. Grimes, Chapman, Brown, and that outfit.

Mr. EMBRY. When was that?

Mr. CONINE. I believe it was in May.

Mr. EMBRY. Was that before this bill was passed allowing them to sell their land?

Mr. CONINE. I do not remember exactly; I do not remember in fact the day the bill passed.

Mr. EMBRY. How long had you and Grimes and the other parties been down there before you went there to take deeds?

Mr. CONINE. Quite a while.

Mr. EMBRY. During that time had you become acquainted with these Indians?

Mr. CONINE. Some of them.

Mr. EMBRY. Had you known any of them before?

Mr. CONINE. I had seen them many times in town and knew a few of them by name.

Mr. EMBRY. Were you before that time acquainted at Muzquiz?

Mr. CONINE. Yes, sir.

Mr. EMBRY. How long have you had an acquaintance there?

Mr. CONINE. I was there about a year, I guess.

Mr. EMBRY. Were you located there?

Mr. CONINE. Yes, sir.

Mr. EMBRY. And at that time you became acquainted there. How did you become acquainted with Grimes and the other parties?

Mr. CONINE. I was the only American there—that is, there was one more there in town—and it was quite natural that they should come around to my house.

Mr. EMBRY. But you negotiated trades with them, or for Grimes with them, before this bill passed?

Mr. CONINE. No, sir; I do not think I had.

Mr. EMBRY. Had you seen Mr. Bentley down there during that time?

Mr. CONINE. I saw him all the time there; yes, sir.

Mr. EMBRY. What was he doing?

Mr. CONINE. He was running around with the Indians.

Mr. EMBRY. What were the Indians doing—working any?

Mr. CONINE. No, sir; I never saw them work any.

Mr. EMBRY. What had transpired before Mr. Outcalt and Mr. Thackery came down there—what were the Indians doing, and what were Mr. Bentley and Mr. Grimes doing?

Mr. CONINE. Well, I had not been paying very close attention to them up to that time.

Mr. EMBRY. Were there controversies about these deeds before Thackery and Outcalt came down there?

Mr. CONINE. Yes, sir; I think from the time Grimes got down there that he and Mr. Bentley were at loggerheads.

Mr. EMBRY. Tell the committee what occurred with reference to attempts, if any, to secure deeds from those people before the arrival of Thackery and Outcalt?

Mr. CONINE. I do not think the bill had passed up to that time, but I do not remember.

Mr. EMBRY. You do not know whether it had or not?

Mr. CONINE. I do not remember.

Mr. EMBRY. Do you remember any remarks that would illustrate what they were doing with reference to deeds before Thackery and Outcalt came?

Mr. CONINE. Yes, sir; I remember that they went out to the camp and that Bentley took a dummy policeman and chased them out.

Mr. EMBRY. Chased who out?

Mr. CONINE. Grimes and Brown and those fellows. I think Thackery was out there at the same time, though he did not go with them.

Mr. EMBRY. He did not go with whom?

Mr. CONINE. With Grimes and those fellows.

Mr. EMBRY. Or Thackery and Outcalt; did they associate with Grimes and those other people down there?

Mr. CONINE. No, sir; no more than that I believe they often stopped at the different hotels when they came there.

Mr. EMBRY. You believe they did?

Mr. CONINE. Yes, sir; I think they stopped over in front of my house.

Mr. EMBRY. How did it happen that you formed their acquaintance—that is, the acquaintance of Thackery and Outcalt?

Mr. CONINE. It was quite natural that I would meet an American who was there.

Mr. EMBRY. You say you did some interpreting for Outcalt?

Mr. CONINE. Yes, sir; at different times.

Mr. EMBRY. How long had he been there before he suggested this matter?

Mr. CONINE. He got me to go up and square him up with the officials and explain his mission.

Mr. EMBRY. That was upon their arrival at Muzquiz?

Mr. CONINE. I do not think they went to him at his hotel after Bentley had had them chased out of camp.

Mr. EMBRY. You think they went to camp?

Mr. CONINE. I think so, before going there; I think the jefe politico was away and that was the reason they did not go to see him before going out to camp; but they went on out to the camp and got run out and then they came back and got me to go up there and talk for them awhile.

Mr. EMBRY. Were there any other Americans in Muzquiz who could talk Spanish?

Mr. CONINE. Mr. Bindle was there.

Mr. EMBRY. What is his business?

Mr. CONINE. He is a miner.

Mr. EMBRY. Do you know whether they formed the acquaintance of Mr. Bindle or not?

Mr. CONINE. Yes, sir; I am sure they did.

Mr. EMBRY. Was he interested in the land matters?

Mr. CONINE. No, sir; he did not take any stock in it.

Mr. EMBRY. You say he was a miner. In what capacity was he working in the mines?

Mr. CONINE. He is the manager and owner of some zinc properties there.

Mr. EMBRY. Were those properties in operation at that time requiring his attention?

Mr. CONINE. Yes, sir.

Mr. EMBRY. Now, how long after you met Thackery and Outcalt was it until Mr. Thackery returned home?

Mr. CONINE. I could not say; I do not remember.

Mr. EMBRY. Approximately how long?

Mr. CONINE. Not being able to say exactly I would not say at all; I say I do not know.

Mr. EMBRY. On how many occasions, if you can remember, did you interpret for Outcalt and Thackery before Thackery returned to Oklahoma?

Mr. CONINE. I do not remember how many times I interpreted for the two together.

Mr. EMBRY. Can you remember on what occasion you interpreted for them before Mr. Thackery returned?

Mr. CONINE. I have just told you that I went to the jefe politico's place with them and tried to explain their mission down there.

Mr. EMBRY. On any other occasion?

Mr. CONINE. I do not remember.

Mr. EMBRY. Those Kickapoo Indians in Mexico, that is those who had received land in Oklahoma—did they talk Mexican or Kickapoo?

Mr. CONINE. They talked both—oh, the ones who had land in Oklahoma?

Mr. EMBRY. Yes.

Mr. CONINE. There are very few who speak Spanish that amounts to anything.

Mr. EMBRY. Could you communicate with those Indians who had land in Oklahoma?

Mr. CONINE. Those that spoke Spanish. There are quite a number of them who have picked up a little bit of Spanish down there of those Oklahoma Indians.

Mr. EMBRY. Did you hear Mr. Outcalt or Mr. Thackery talk to any of those Indians about the sale of their lands?

Mr. CONINE. I talked to them about the sale of their land with Thackery and Outcalt. I heard them advise them repeatedly to sell their land to nobody.

Mr. EMBRY. You heard Outcalt and Thackery advise them to that effect?

Mr. CONINE. Yes, sir; and that was the only advice I ever heard given. They tried all the time to keep them from selling their land; they told them they never would get any land in return for it, and would never get any money if they were sold, and if they did get a little money they would blow it in and be left paupers.

Mr. EMBRY. Do you know anything about certain of those Indians being arrested there on one occasion when there was considerable conflict between the contending parties about the deeds?

Mr. CONINE. I heard about it at the camp; in fact, it was aired a little in court there. They charged that they had been forced to sign some papers, or something, in the camp by Bentley.

Mr. EMBRY. Was that charged in court?

Mr. CONINE. Yes, sir.

Mr. EMBRY. Did you hear the proceedings in court?

Mr. CONINE. Part of them; yes, sir; in fact, most of the proceedings I was there and heard.

Mr. EMBRY. Did Outcalt have an Indian interpreter other than yourself?

Mr. CONINE. He had in Willie Murdock and Henry Murdock, and I think they threw him in jail and put him to sweeping the streets, and then turned him loose and told him to skedaddle.

Mr. EMBRY. Did Outcalt and Thackery take an interpreter with them down there who was taken sick after they arrived?

Mr. CONINE. They took old Jones, a Sac and Fox Indian.

Mr. EMBRY. How long had he been there before he became sick?

Mr. CONINE. He was sick the first time I saw him; I do not know how long it had been.

Mr. EMBRY. Did he return to Oklahoma?

Mr. CONINE. Yes, sir; he had lung trouble and seemed to be a very sick man when I saw him.

Mr. EMBRY. What was the occasion, at what time, and what were the incidents of this transaction when the policemen came to the camp and told Mrs. Bentley that she was not wanted there?

Mr. CONINE. I do not remember about it. I remember the incident; I think they did not want her there, as they thought she would try to get some of the Indians out that they wanted to testify in some cases.

Mr. EMBRY. Wanted them to testify in what cases?

Mr. CONINE. In several cases; I do not know.

Mr. EMBRY. At the time of this hearing before the judge, referred to in your testimony, had certain Indians been in jail?

Mr. CONINE. I do not suppose the jail was clear of them many days at a time; they were always getting in there for drunkenness and for fighting and cutting up.

Mr. EMBRY. Were there any thrown in jail in connection with these deeds to their land?

Mr. CONINE. There never were, that I know of.

Mr. EMBRY. You stated this morning that the Indians were warned not to leave without reason. Who gave that order—Guajardo?

Mr. CONINE. The authorities, I believe; it was either he or the presidente.

Mr. EMBRY. Did you understand particularly what that order was?

Mr. CONINE. I did not inquire into it very closely.

Mr. EMBRY. What was the reason for that order; what reason did the Indian have to give to be entitled to leave Mexico?

Mr. CONINE. He just had to go up there and say he would return and show himself to the court.

Mr. EMBRY. When did they expect him to return; why did they insist that he return?

Mr. CONINE. Well, as I told you before, I believe one reason was that they wanted to get some evidence from them. Mr. Outcalt was there investigating their condition and did not want him to run off; they thought Bentley was trying to get them out of the way so that they could not give the evidence that Mr. Outcalt was trying to obtain.

Mr. EMBRY. Did some of those Indians try to leave?

Mr. CONINE. I think they did; yes, sir.

Mr. EMBRY. What about this occurrence here at Sabinas; were those Indians trying to leave Mexico?

Mr. CONINE. I suppose they were.

Mr. EMBRY. They were on the road to Eagle Pass?

Mr. CONINE. Yes, sir; I suppose they were; I did not see them very much. We got to Sabinas; that was where they were.

Mr. EMBRY. You saw them at Sabinas?

Mr. CONINE. Yes, sir; they were told that they could not get on the train.

Mr. EMBRY. They were traveling as if they were going north?

Mr. CONINE. I understood afterwards that they were coming through on wagons.

Mr. EMBRY. En route to the north?

Mr. CONINE. Yes, sir.

Mr. EMBRY. You say the train left you and Al Brown there?

Mr. CONINE. Yes, sir; the custom there was to stay long enough to take breakfast.

Mr. EMBRY. Where did you meet Al Brown?

Mr. CONINE. Going up to Eagle Pass.

Mr. EMBRY. There were Indians on the train coming up here to make deeds, were they not?

Mr. CONINE. I suppose so.

Mr. EMBRY. Were they coming to make deeds for Brown and your people.

Mr. CONINE. I think they were, and I think Bentley beat them to them.

Senator CURTIS. You did not come on to Eagle Pass; you went back to Muzquiz, did you?

Mr. CONINE. I went back to Muzquiz; yes, sir. He was asking me the reason for our bringing them here. We did not bring them here;

we started out with them, and there were others of our party that we were to take care of under that agreement.

Mr. EMBRY. Now let us talk about that reason for bringing them out. What reason did you assign for bringing those out who were on the train that morning?

Mr. CONINE. I just said that they would come back, and that there was no reason for their not going. I just asked permission to take them along. Bentley would have done the same thing, if they had let him, with the Indians.

Mr. EMBRY. I understand the reason that you and Brown were coming up with those Indians on the train was to make the trade and take their deeds for land.

Mr. CONINE. Yes, sir.

Mr. EMBRY. That was the reason?

Mr. CONINE. Yes, sir.

Mr. EMBRY. And when the train left you at Sabinas you waited for the return train and went home?

Mr. CONINE. I did; Al Brown came on to Eagle Pass; I went on back.

Mr. EMBRY. You did not know what took place up here at Eagle Pass?

Mr. CONINE. No, sir.

Mr. EMBRY. What officers were there who directed that these Indians traveling across the country should return to Mexico?

Mr. CONINE. I do not know the official designation.

Mr. EMBRY. Did you communicate with them?

Mr. CONINE. No, sir.

Mr. EMBRY. Did you and Brown come up there to stop the Indians—that were going across the country—or to take them up and take them on the train?

Mr. CONINE. No, sir; we thought the train would stop for breakfast, which they always did, but it was late that morning and the train moved up—that is, it always moved up to the water tank—

Mr. EMBRY. Did you have any communication with Outcalt about making that trip up there to Eagle Pass that day?

Mr. CONINE. No, sir.

Mr. EMBRY. Did you see him that morning—you left Muzquiz on what day?

Mr. CONINE. I left him there one evening; I had seen him there during the day; I came on that train; he could not have come on it. The next day when we reached Sabinas, was July 6, because Al Brown told me it was his birthday and said, "Let us go down to a certain hotel and see if we can not get a nice dinner"—we had always made it a point to eat at the Chinese restaurant. He said, "Let us go down and get a nice dinner."

Mr. EMBRY. What time did you return that day?

Mr. CONINE. I went down on a late evening train.

Mr. EMBRY. Was Outcalt on that train?

Mr. CONINE. He was not.

Mr. EMBRY. When did you next see Outcalt?

Mr. CONINE. I saw him that next evening, because I laid over there the night of the 6th in Baroteran and took the train for Muzquiz the next morning. There was a washout between Menor and Muz-

quiz, and I tried to get a coach but could not get one, and walked over to Muzquiz. Outcalt was there when I got back.

Mr. EMBRY. I believe you said that you had not known Outcalt before his arrival there to conduct that investigation?

Mr. CONINE. I had not; no, sir.

Mr. EMBRY. And you at once visited him in Oklahoma?

Mr. CONINE. Yes, sir.

Mr. EMBRY. When was it that you went up there?

Mr. CONINE. I do not remember the date. After I went up there I visited most of those fellows that I had met down there.

The CHAIRMAN. Mr. Cresson, do you desire to ask any question?

Mr. CRESSON. Yes, sir. Mr. Conine, where were you in November—during the month of November, 1906?

Mr. CONINE. I was in Oklahoma in the early part of the month and came to Mexico.

Mr. CRESSON. About what time in November, 1906, did you go to Mexico?

Mr. CONINE. I think the 8th, 9th, or 10th.

Mr. CRESSON. And you were in Muzquiz, Mexico, during the rest of November, 1906?

Mr. CONINE. Yes, sir. I was there, I think, all of the month; I know I was off and on between here and Muzquiz between the 12th and 24th. I know that because I took deeds on those dates.

Mr. CRESSON. Do you know the Indian named Wahpahchequa?

Mr. CONINE. Yes, sir.

Mr. CRESSON. That is the paralyzed Indian, is it?

Mr. CONINE. Yes, sir; he was paralyzed.

Mr. CRESSON. He was chief of the tribe?

Mr. CONINE. Yes, sir.

Mr. CRESSON. Do you know where that Indian was between the 14th and 23d day of November, 1906?

Mr. CONINE. He was there at the camp while I was there.

Mr. CRESSON. He was at the camp in Muzquiz?

Mr. CONINE. Yes, sir. And then when I came back here I met each train. I forgot how long I stayed here. I never saw him there, so I supposed he was in Muzquiz all the time.

Mr. CRESSON. From the 14th to the 23d?

Mr. CONINE. All the time I was not in Muzquiz I was here.

Mr. CRESSON. But you were in Muzquiz the 23d, were you not?

Mr. CONINE. No, sir.

Mr. CRESSON. Were you in Muzquiz on the 22d?

Mr. CONINE. I have no idea.

Mr. CRESSON. And while you were in Muzquiz between the 14th and 23d Wahpahchequa was there?

Mr. CONINE. I saw him there while I was at camp between the 12th and 24th.

Mr. CRESSON. Do you know an Indian named Na-nah-e-to?

Mr. CONINE. Yes, sir.

Mr. CRESSON. What is that—a man or a woman?

Mr. CONINE. He is a man—a Nacimiento Mexican-born Indian.

Mr. CRESSON. You are sure he is a man?

Mr. CONINE. Ah-nah-no-tho. I think you have it spelled wrong on your list.



Mr. CRESSON. Do you know an Indian by the name of John Snake?

Mr. CONINE. Yes, sir.

Mr. CRESSON. Do you know whether or not John can read or write?

Mr. CONINE. Yes, sir; he always signs his name and can read, I think.

Mr. CRESSON. Do you happen to know where John Snake was between November 14 and 23?

Mr. CONINE. He was in jail down there when I was there, working on the streets.

Mr. CRESSON. He was in jail at Muzquiz that time in November, was he?

Mr. CONINE. Yes, sir.

Mr. CRESSON. Do you know an Indian named Puck-e-shin-no?

Mr. CONINE. Yes, sir; he was in jail at the same time. His father had him put in for breaking open a trunk.

Mr. CRESSON. His father had him put in jail in Muzquiz between November 14 and 23?

Mr. CONINE. Yes, sir.

Mr. CRESSON. Did you have a list of all these Kicking Kickapoo Indians?

Mr. CONINE. I have a regular Indian roll.

Mr. CRESSON. Where did you get that?

Mr. CONINE. I got it at Oklahoma. They are not a scarcity by any means; everybody who is connected with it has one.

Mr. CRESSON. Can anybody get them—could I get one?

Mr. CONINE. Yes, sir; you could get one.

Senator CURTIS. Is it printed?

Mr. CONINE. No, sir; it is typewritten.

Senator CURTIS. Where did you get your copy?

Mr. CONINE. From Ed Hood.

Senator CURTIS. He was one of the Grimes party, was he?

Mr. CONINE. Yes, sir. Chapman had one also.

Senator CURTIS. Does that give a description of the land each Indian owned?

Mr. CONINE. Yes, sir.

Senator CURTIS. The name of the Indian and the land he owned?

Mr. CONINE. Yes, sir; that is, the S.  $\frac{1}{2}$  or E.  $\frac{1}{2}$  of such and such section.

Mr. CRESSON. Now, Ah-no-tha-ha-qu—do you know where he was between the 14th and 23d of November?

Mr. CONINE. Yes, sir; I believe it was the 13th of November that a train ran into him at Barateran one night while they were waiting for the train to go on, and it cut him up terribly.

Mr. CRESSON. What did he do after he got run into by the train?

Mr. CONINE. I took him to Las Esperanzas and had a doctor sew up the long cut in his face and dress it.

Mr. CRESSON. That was the 13th?

Mr. CONINE. That was the 13th or 14th.

Mr. CRESSON. How long did he stay in Mexico to get that cut fixed up?

Mr. CONINE. He was laid up several days.

Mr. CRESSON. When did you last see him in Mexico?

Mr. CONINE. I saw him again on the 24th, because I took another deed from him and his wife.

Mr. CRESSON. In Mexico?

Mr. CONINE. No, sir; up here.

Mr. CRESSON. Do you know what day he got up here?

Mr. CONINE. It must have been the 24th or 23d.

Mr. CRESSON. That was when he got to Eagle Pass?

Mr. CONINE. Yes, sir.

Mr. CRESSON. Now, this Indian, Pequa, is a man, I believe?

Mr. CONINE. Yes, sir.

Mr. CRESSON. Did you see Pe-qua down at Muzquiz? Unless you are absolutely certain you need not state.

Mr. CONINE. I would not say.

Mr. CRESSON. Now, what about Pah-nah-ka-tho; when did you see him around Muzquiz?

Mr. CONINE. I do not remember.

Mr. CRESSON. How about We-ta-mah-o-tho?

Mr. CONINE. That is one I do not remember.

Mr. CRESSON. Quatoqua, do you remember seeing her around Muzquiz?

Mr. CONINE. No, sir; I do not remember that one.

Mr. CRESSON. How about Tah-pa-the-ha; do you remember seeing him around Muzquiz?

Mr. CONINE. I do not remember.

Mr. CRESSON. How about Ah-kis-kuck?

Mr. CONINE. I believe it was on the 13th of November, 1906, the time I was going back; I believe Mr. Menchaca was with them; there was Okemah and Ah-kis-kuck, Johnny Mine, Homer Anderson—he is dead now—and probably one or two more who were coming up. The time the Indian Nan-ni-e-to got cut up by the train they came into the hotel that morning and said that Mack Johnson had cut him up with a knife, and a policeman started to take hold of him.

Mr. CRESSON. That was Ah-kis-kuck?

Mr. CONINE. No, sir; it was Okema that was doing the talking, in Spanish.

Mr. CRESSON. Okema was there?

Mr. CONINE. Yes, sir. They all saw Mack Johnson cut him up. There was a policeman coming along the railroad track and he cut his queue off and stole his coat and seemed to have thrown him down by the rail, and there was blood there and his beads and hair to show that it was the train that had done it. That was all that kept Mack from getting thrown in that day.

Mr. CRESSON. Do you know when Ah-kis-kuck first came to Eagle Pass?

Mr. CONINE. No, sir; I could not say the first time. He was on his way the 13th; I am positive of that.

Mr. CRESSON. And he went back, did he?

Mr. CONINE. I do not remember whether he went back or not. He was in Baroteran on his way back from Muzquiz to Eagle Pass on that day.

Mr. CRESSON. Did he go back or come on?

Mr. CRESSON. He came on to Eagle Pass. Johnny Mine got drunk and fell over and got left.

Mr. CRESSON. How about Wah-sko-tah?

Mr. CONINE. I do not think he was with them. There were only about half a dozen of them.

Mr. CRESSON. From November 13 to 24 he was in jail. Now, this deaf and dumb Indian, do you know where he was between November 13 and 24?

Mr. CONINE. He was around the camp when I was there.

Mr. CRESSON. He was down there at Eagle Pass?

Mr. CONINE. In Muzquiz.

Mr. CRESSON. That is all I care to ask.

Mr. EMBRY. You say this ranch at San Francisco was deeded to twenty Indians?

Mr. CONINE. I think it was twenty.

Mr. EMBRY. Do you know where the title papers are on record?

Mr. CONINE. They were sent to the Indians; there was a record. The man who made out the deeds, Mr. Alexander—who was the notary public—has a complete record of them, and there is also a record of them in the district court of Monclova. Anybody who desires to see them can examine them there.

Mr. EMBRY. You stated that in purchasing your land you concluded it was worth a certain sum by reason of the rent charged, the annual rental?

Mr. CONINE. Yes, sir.

Mr. EMBRY. You understood at that time that in addition to the Kickapoo rent money that the lessee is required to put certain improvements on the farm?

Mr. CONINE. No, sir; not unless it is an improvement lease.

Mr. EMBRY. You understand that there was an agreement as to this land?

Mr. CONINE. But that does not happen to be one of them, because it had been leased to the same man for a long time.

Mr. EMBRY. But you advised that that was not an improvement lease at the time and used it as a basis.

Mr. CONINE. No, sir; not at the time, but I have since made myself acquainted with the facts.

The CHAIRMAN. You say you have a roll of these Indians?

Mr. CONINE. Yes, sir; I have an Indian roll.

The CHAIRMAN. Is it a certified roll?

Mr. CONINE. No, sir; it is just a copy of the roll.

The CHAIRMAN. How many names are there on it?

Mr. CONINE. Two hundred and eighty-five, I believe.

The CHAIRMAN. And with each name is a description of the land that has been allotted to them?

Mr. CONINE. Yes, sir; male and female, and everything.

The CHAIRMAN. Where did you get it?

Mr. CONINE. From Mr. Ed Hood.

The CHAIRMAN. Where did he get it?

Mr. CONINE. I did not ask him.

The CHAIRMAN. You spoke of it as if they were common down there. Are there any others in circulation?

Mr. CONINE. Yes, sir; Mr. Grimes has one.

The CHAIRMAN. I think you said Chapman had one?

Mr. CONINE. Chapman had one and so did Russell Johnson. John Garrett has one also.

The CHAIRMAN. Are those accepted as authentic—as coming from the Department or the Indian Office?

Mr. CONINE. Everybody goes by them in talking about lands.

The CHAIRMAN. But you have no idea how they originated?

Mr. CONINE. I have no idea where they originated at all. This one was given to me.

The CHAIRMAN. Have you got it now?

Mr. CONINE. No, sir; but I can get it here by to-morrow night.

The CHAIRMAN. I wish you would send it up here.

Mr. CONINE. Very well; I will write for it.

Mr. CRESSON. Did you ever see any of what is known as the Bentley crowd with those rolls, of your own knowledge?

Mr. CONINE. No, sir; I never saw any of them with rolls.

The CHAIRMAN. Your understanding was that they were quite public, however?

Mr. CONINE. Yes, sir; that was my understanding—that anyone who wanted them could get them. I went to Mr. Hood and asked him to get me one and he got it.

The CHAIRMAN. Did you pay for it?

Mr. CONINE. No, sir; he gave it to me.

Senator CURTIS. Hood was one of the Grimes or Chapman crowd, was he not?

Mr. CONINE. He would be classed, I believe, as one of the Garrett crowd.

Senator CURTIS. Well, Grimes was with that crowd down here, was he not?

Mr. CONINE. Yes, sir; he was with them.

The CHAIRMAN. He had authority to purchase Indian lands?

Mr. CONINE. Yes, sir.

Mr. CRESSON. What was the name of the Indian whose land you got?

Mr. CONINE. Py-a-tho.

The CHAIRMAN. Was there any appraisement indicated as to that?

Mr. CONINE. No, sir; there was no appraisement.

The CHAIRMAN. There was nothing to show that the Government had appraised it at all, was there?

Mr. CONINE. No, sir; there was nothing to show the value of the land.

Mr. BENTLEY. I would like to ask the witness one or two questions.

Mr. CONINE. If the committee will pardon me, I will say that I have all respect for you gentlemen that one man can have for another, but for Mr. Bentley I have not, and I hope you will spare me the humiliation of having to answer any questions from him.

The CHAIRMAN. He can ask them through the committee. Suppose you ask them through Senator Curtis?

Senator CURTIS. Please state how many times you were present at Guajardo's house when deeds were taken or alleged to have been taken.

Mr. CONINE. Two times.

Senator CURTIS. Will you give the dates.

Mr. CONINE. I could not give the dates.

Senator CURTIS. About how many days apart were they?

Mr. CONINE. I could not say that, either.

Senator CURTIS. Can you give the number of Indians who were present at either time or both times?

Mr. CONINE. No, sir; I was there more than that. I was there, I believe, three times.

Senator CURTIS. When deeds were taken?

Mr. CONINE. Yes, sir.

Senator CURTIS. Were they within a day or two of each other?

Mr. CONINE. No, sir; I believe—I will not go on record now as swearing to it because I am not certain—but I believe on one day a number were taken, and the next day following some more were taken, and then after that quite an interval elapsed before some more were taken.

Senator CURTIS. Can you not give us the number approximately who were present on each occasion?

Mr. CONINE. The first time there was something like thirty or forty, I guess, and the next time there was quite a group of them.

Senator CURTIS. Did you accompany the Indians from their camp to Guajardo's residence on each of the three occasions?

Mr. CONINE. I do not remember whether I came here or not.

Senator CURTIS. How many times did you go?

Mr. CONINE. I remember once coming with them.

Senator CURTIS. You were there each time were you not?

Mr. CONINE. Yes, sir; I was always there at the house.

Senator CURTIS. Did you not go from the camp on the second day—you say part of one day and part on the next—did you not go from the camp on the second day as well as the first?

Mr. CONINE. I can not remember exactly whether I did or not.

Senator CURTIS. How many coaches were there at the time you took the Indians to Guajardo's house?

Mr. CONINE. When I went down there the first time they sent out about eight or ten coaches.

Senator CURTIS. Who do you mean by "they?"

Mr. CONINE. W. L. Chapman and those people.

Senator CURTIS. It is understood that is what you mean when you say "they?"

Mr. CONINE. Yes, sir.

Senator CURTIS. What other men went out with the carriages from Muzquiz to the camp besides yourself?

Mr. CONINE. I do not remember; Grimes was there.

Senator CURTIS. Who else?

Mr. CONINE. Tack Grimes.

Senator CURTIS. That is, the two Grimes were there?

Mr. CONINE. Yes, sir; and I believe Moore; but those things I will not be certain about it, because I can not remember, and I do not wish to place myself in a position where I had sworn to something and then probably remember in an hour that I was mistaken, as I did this morning when you called my attention to one name; I said I knew the party, and then I thought in a little while about it and remembered that that was the Indian that was dead and another one had been presented there, and the husband said that was the same woman, as I stated in my explanation.

Senator CURTIS. What time did your coaches arrive there in the morning?

Mr. CONINE. They got there I guess at 8 or 9 o'clock; I do not remember exactly.

Senator CURTIS. Do you remember the time the coaches were taken out the night before, when they stayed there all night?

Mr. CONINE. That has slipped my memory; I do not remember. There may have been some that brought the Indians back and just stayed over. It is quite a little distance, and the coachmen would think there was a chance of getting another haul and they would just stay over in the camp.

Senator CURTIS. How many Mexican policemen were there?

Mr. CONINE. I did not see any at all; I do not think there were any that went with them.

Senator CURTIS. You met some on the road going back, did you not?

Mr. CONINE. I do not think there has ever been a day, and for that matter yet, when there are no policemen going backward and forward around the camp. I saw them at different times.

Senator CURTIS. On one of those occasions did you not meet one or two policemen, and they went back with you; did you not meet them about half way to town on the first day?

Mr. CONINE. I do not remember; no, sir.

Senator CURTIS. So far as the committee is concerned, if you will send that list that you were requested to send, you may be discharged to-day. Do you know the name of Mr. Guajardo's clerk?

Mr. CONINE. No, sir; I do not know his name.

Senator CURTIS. Did you ever come here to Eagle Pass with him?

Mr. CONINE. I do not remember being here at the same time with him.

Senator CURTIS. That is all.

The witness was thereupon finally excused.

Mr. EMBRY. In further reference to the testimony on page 54 of the record relative to the allotment roll of the Kickapoo Indians, we desire to submit the letter of Martin J. Bentley to Hon. A. C. Tonner, Assistant Commissioner of Indian Affairs, of June 29, 1902.

The CHAIRMAN. That may be incorporated in the record.

The letter is as follows:

SHAWNEE, OKLA., June 29, 1902.

Hon. A. C. TONNER.

*Assistant Commissioner of Indian Affairs, Washington, D. C.*

Sir: Replying to your telegram of last Saturday, I beg to say that I had turned over to Mr. Thackery anything and everything that he has asked for and that he was entitled to receive, so far as I know. If there remains anything in my possession that belongs to the Government or that I should turn over to Mr. Thackery, do so. It is possible, however, that I may have papers that are supposed to belong to the Government that do not. I worked here more than two years placing the Kickapoos upon their allotments before the Government ever furnished me even allotment roll. I bought my roll at the Oklahoma land office long ago, as numerous other persons have done. There are probably 30 people in this country that have allotment rolls of the Pottawatomie, Kickapoo, Shawnee, and Sac and Fox Indians. I have no rolls in my possession except those I bought and paid for in the way and manner such copies are usually required. It is true that the retain cash and property papers pertaining to my office as special agent were never turned over to Mr. Thackery, and for the reason that I supposed they belonged to me. If these are of any benefit to or wanted by Mr. Thackery, I shall be glad to turn them over to him upon application, and have so informed him by this mail.

Most respectfully,

M. J. BENTLEY.

R. H. BIBOLET, having been first duly sworn by the chairman, testified as follows:

The CHAIRMAN. Mr. Cresson, you desire to ask this witness some questions, I understand.

Mr. CRESSON. Yes, sir; if the committee will permit me. Mr. Bibolet, state your full name.

Mr. BIBOLET. R. H. Bibolet.

Mr. CRESSON. What is your business?

Mr. BIBOLET. I am a clerk in the Border National Bank, of Eagle Pass.

Mr. CRESSON. How long have you occupied that position?

Mr. BIBOLET. Since April 2, 1906.

Mr. CRESSON. Have you been a clerk continuously since that time?

Mr. BIBOLET. Yes, sir.

Mr. CRESSON. I would like to ask you if you know an Indian personally by the name of Chah-chah-ko-tho?

Mr. BIBOLET. No, sir.

Mr. CRESSON. He is commonly known under the English name of John Snake.

Mr. BIBOLET. I do not; I have heard the name of John Snake, but I do not know him personally.

Mr. CRESSON. Did you ever witness a check of his?

Mr. BIBOLET. I might have done so; but if I witnessed it, he was identified to me by some other Indians whom I knew personally.

Mr. CRESSON. But do you not know who introduced him to you, or whether or not you witnessed a check of his?

Mr. BIBOLET. I do not, because I witnessed a good many others.

Mr. CRESSON. Would you know your signature if you should see it?

Mr. BIBOLET. Yes, sir; I would.

Mr. CRESSON. I will ask you if this is your signature on this check?

Mr. BIBOLET. Yes, sir; that is.

Mr. CRESSON. You identify that as your signature on the back of a check dated at Washington, D. C., December 17, 1906, being warrant on the Treasury Department No. 14209, payable to Chah-chah-ko-tho, for \$261.17?

Mr. BIBOLET. Yes, sir.

Mr. CRESSON. Do you know when it was when you signed that or identified that?

Mr. BIBOLET. The date?

Mr. CRESSON. Yes. What time of the year was it?

Mr. BIBOLET. I could not exactly tell you.

Mr. CRESSON. Is there any way, by looking at this check, that you would be enabled to tell that?

Mr. BIBOLET. I sent this check up from the bank; I think I entered it in bank when it was sent off.

Mr. CRESSON. Would the records of your bank show the date?

Mr. BIBOLET. Yes, sir.

Mr. CRESSON. Will you please produce the record of your bank, showing the date on which this check was sent off?

Mr. BIBOLET. Yes, sir; I will make a memorandum of it.

Senator CURTIS. Just make a memorandum, so that you can get it from Mr. Bonnet?

The CHAIRMAN. Do you remember anything about it?

Mr. BIBOLET. I do not remember the check itself; I signed a good many of them and I sent most of them off from the bank to our correspondent where we did business.

Mr. CRESSON. You did not know this Indian at the time he signed this check, and you can not say who it was that told you that that was the Indian?

Mr. BIBOLET. I can not say who it was; it was either Noten or Okemah or Johnny Mine—one of the Indians that I knew.

Mr. CRESSON. One of those three told you that that was the Indian?

Mr. BIBOLET. Yes, sir.

The CHAIRMAN. But the check does not show that?

Mr. BIBOLET. No, sir.

Mr. CRESSON. I will ask you who P. H. Jones is?

Mr. BIBOLET. He was a clerk in the Border National Bank at the time these checks were paid to the Indians—or the amount of this money was paid to the Indians.

Mr. CRESSON. Do you remember what month that was; was that not during the month of November, between the 19th and 30th, 1906?

Mr. BIBOLET. It was before May, 1907—he was released on May 15, 1907, and it was before that, but I could not exactly say on what date.

Mr. CRESSON. I will show you another check and ask you if that is your signature on the back of that check?

Mr. BIBOLET. That is; yes, sir.

Mr. CRESSON. You signed that as witness, did you?

Mr. BIBOLET. Yes, sir.

Mr. CRESSON. Do you know that Indian, We-ta-mot-ota?

Mr. BIBOLET. I have known him by sight, but I do not know him by name; he was identified to me by one of those Indians that I knew.

Mr. CRESSON. There is nothing on the check to show that you knew that?

Mr. BIBOLET. No, sir.

Mr. CRESSON. Can you tell when this was—the date of it—in any way?

Mr. BIBOLET. No, sir; I can not, except by the record at the bank.

Mr. CRESSON. It has the signature of the assistant treasurer on the face of it, and it is dated November 13, 1906, warrant No. 13222.

Mr. BIBOLET. That was sent off about November 18 or 19, or maybe the 17th.

Mr. CRESSON. Will you please take a memorandum of that and identify it by your records as to when it was sent off? The other signature just above yours as witness is that of Mr. W. A. Bonnet, president of your bank, is it not?

Mr. BIBOLET. Yes, sir; it is.

Mr. CRESSON. Now, I will show you another warrant, and ask you if that is your signature on the back of that?

Mr. BIBOLET. Yes, sir; that is.

Mr. CRESSON. And Mr. Bonnet approved it?

Mr. BIBOLET. Yes, sir.



(The witness identifies his signature on the back of Treasury warrant No. 13212, in favor of the Indian Quotoquah for the sum of \$1,074.75, marked on the face as paid by the assistant treasurer, New Orleans, on November 22, 1906.)

Mr. CRESSON. Do you know when that draft was sent off?

Mr. BIBOLET. I do not.

Mr. CRESSON. Please make a memorandum of that and refer to your records at the bank and advise us when that was sent off.

Mr. BIBOLET. I will do that.

Mr. CRESSON. Is that Indian a man or a woman?

Mr. BIBOLET. I do not know.

Mr. CRESSON. Here is another one; is that your signature on the back of that check?

Mr. BIBOLET. It is.

Mr. CRESSON. Is that the signature of W. A. Bonnet, the president of your bank, just above it?

Mr. BIBOLET. It is.

(The witness identifies as his signature and that of Mr. W. A. Bonnet, on the back of Treasury warrant No. 13250, indorsed on the face as being paid by the assistant treasurer of the United States at New Orleans on November 22, 1906, in favor of the Indian Na-nan-e-tho.)

Mr. CRESSON. Do you know whether Na-nan-e-tho is a man or woman?

Mr. BIBOLET. I do not know.

Mr. CRESSON. I will ask you to see if it does not say on the back of it Na-nan-e-tho, her mark?

Mr. BIBOLET. It does.

Mr. CRESSON. Well, if that had been a man you would not have signed as a witness when it says "her mark?"

Mr. BIBOLET. I do not remember seeing "her mark" on there. It was on there when I signed, possibly, but I do not recollect whether it was a man or woman.

Mr. CRESSON. In whose handwriting are the words "Na-nan-e-tho, her mark." if you know?

Mr. BIBOLET. I think it is Mr. Bonnet's writing; I do not know positively, but it looks like it.

Mr. CRESSON. Please make a memorandum and ascertain from your records when that was sent on. You think the entire writing is Mr. Bonnet's, do you?

Mr. BIBOLET. Yes, sir.

(The witness identifies as his signature and that of Mr. W. A. Bonnet as witness the writing on the back of Treasury warrant No. 13250, made to Na-nan-e-tho, and showing on the face of it paid by the treasury at New Orleans, November 22, 1906, for \$260.66, indorsed on the back "Na-nan-e-tho, her mark.")

Mr. CRESSON. I will refer back to the Quotoqua warrant and ask you if you are acquainted with Mr. Bonnet's handwriting and signature?

Mr. BIBOLET. Yes, sir.

Mr. CRESSON. You have seen his writing?

Mr. BIBOLET. Yes, sir.

Mr. CRESSON. Please tell me whose writing the word "Quotoqua" and the other writing is on the back of that warrant.

Mr. BIBOLET. Mr. Bonnet's handwriting.

(The witness identifies the indorsement as "Quatoqua, her mark," and the words "for shares of self and minor son Ah-ske-pah, and as heirs of Wan-pum-muck, -keth-the and Mut-kah-tum-ah, dec'd.")

Mr. CRESSON. You think that that is Mr. Bonnet's writing [referring to warrant No. 13222]? I will ask you whose writing that is, on warrant 13222—"We-to-mo-ota, his mark;" is that Mr. Bonnet's writing?

Mr. BIBOLET. I think it is Mr. Bonnet's.

Mr. CRESSON. Referring back to warrant No. 14209, indorsed "Chacha-ka-tho, his mark," on the back, I will ask you to state whose writing you think that is?

Mr. BIBOLET. It is Mr. Bonnet's.

Mr. CRESSON. I show you warrant No. 13218, in favor of Paw-kakah, showing on the face as paid by the assistant treasurer at New Orleans on November 30, 1906, for the sum of \$314.31; I will ask you if you are acquainted with the handwriting of Martin J. Bentley?

Mr. BIBOLET. Yes, sir; I have seen a good deal of it.

Mr. CRESSON. And of H. M. Fennell?

Mr. BIBOLET. Yes, sir;

Mr. CRESSON. Who is H. M. Fennell?

Mr. BIBOLET. He is bookkeeper in the Border National Bank.

Mr. CRESSON. Is he in this city, Eagle Pass, at the present time?

Mr. BIBOLET. Yes, sir; he is in the city right now.

Mr. CRESSON. I would like a subpoena issued for Mr. H. M. Fennell.

The CHAIRMAN. I will ask you when you get through, what your purpose is in this examination. It does not seem to have anything to do with the matter which we are investigating.

Mr. CRESSON. If the committee please, it is the contention of the Government that these warrants have been paid at the Border National Bank at the time these Indians were in Mexico. You may remember that as to two of these Indians, the testimony was that they were in jail. Of course that is what we would like to investigate. The Government claims—they having been paid to the wrong Indian—that it has the right to recover back from the bank. I am proving by this witness the date of payment and the indorsements in November, and we hope to show, if the Government's contention is correct, that on that identical date these identical Indians were in jail.

The CHAIRMAN. I do not object to your identifying them, but I want to notify you that we will not go into that matter.

Mr. CRESSON. Of course I understand that.

The CHAIRMAN. It is entirely outside of the subject-matter of our investigation.

Mr. CRESSON. Mr. Bibolet, do you know in whose handwriting these words "Paw-kaw-koh, his mark" are?

Mr. BIBOLET. I think that is Mr. Bentley's writing.

Mr. CRESSON. And that is Mr. Bentley's signature on the back of that paper?

Mr. BIBOLET. Yes, sir.

Mr. CRESSON. That is the deaf and dumb Indian. I show you warrant No. 13251, and ask you whose handwriting you think that is on the back of that paper.

Mr. BIBOLET. That is Mr. Bentley's handwriting [referring to the indorsement on the back of warrant No. 13251, showing payment on November 26, 1906, at New Orleans].

Mr. CRESSON. That is all I care to ask.

The witness was thereupon excused.

Mr. BENTLEY. If this matter is going to be taken up by the committee, and this record made here, and it is contended by the Government that those Indians were not here, I shall certainly ask permission to call witnesses while the committee is here to show that they were; there are witnesses who know the facts and the circumstances.

The CHAIRMAN. I do not think we had better go into that, it seems entirely extraneous, and if Mr. Cresson had called my attention to it I would have objected to its being put in the record. It does not refer to anything that we are here to investigate.

W. A. BONNET, having been first duly sworn by the chairman, testified as follows:

Senator CURTIS. Please state your name to the committee.

Mr. BONNET. W. A. Bonnet.

Senator CURTIS. Where do you live?

Mr. BONNET. At Eagle Pass, Tex.

Senator CURTIS. How long have you lived in Eagle Pass?

Mr. BONNET. Twenty-nine years.

Senator CURTIS. What is your business here?

Mr. BONNET. I am president of the Border National Bank.

Senator CURTIS. How long have you been president of that bank?

Mr. BONNET. About eight years and a half; ever since its organization.

Senator CURTIS. And of course you were president last year, you having been such for the last eight years?

Mr. BONNET. Yes, sir; eight years or more.

Senator CURTIS. I will ask you to state to the committee if you have in your possession the accounts of the Kickapoo Indians with reference to the moneys received by them from any persons buying land of them in Oklahoma Territory.

Mr. BONNET. I do not think we ever had any of those accounts; we have quite a number of Kickapoo Indian accounts here, but I do not know just what money that they all refer to; they do not always show.

Senator CURTIS. Have you any accounts of Indians with whom Mr. Bentley was dealing in his capacity as representative of the Indians, for the purpose of buying land in Mexico?

Mr. BONNET. I do not think there was ever any money deposited from the proceeds of any land sales, although I can not say what some of this money was for. I looked through it very carefully.

Senator CURTIS. I will ask you to state, then, to the committee if Mr. Bentley does business with your bank?

Mr. BONNET. Yes, sir.

Senator CURTIS. Do any of the Indians with whom he dealt do business with you—keep deposits in your bank?

Mr. BONNET. Yes, sir; some of them do.

Senator CURTIS. Will you please tell the committee in your own way the transactions, and exhibit the Indians' accounts as they appear on your books?

Mr. BONNET. Some of those were Government checks; I suppose most, if not all of them, were Government checks.

Senator CURTIS. We do not care about the Government checks.

Mr. EMBRY. I would like to say to the committee that it seems to me that Mr. Bentley's conduct relative to these Indians would be germane to this inquiry.

Senator CURTIS. Of course we want to do that, but this question refers to the lands sold.

Mr. EMBRY. Would not Mr. Bentley's conduct altogether with relation to these Indians be material to this inquiry? Mr. Bentley's motives are in issue as well as his conduct as to the land. He has introduced evidence as to his own good character and his honesty of purpose for the welfare of these Indians, and it seems to me that his entire dealings with these Indians are material to this investigation.

Senator CURTIS. I think that is true so far as the purchasing of land or the depositing of moneys, or the handling of their funds in the capacity of trustee, which he claims to be, is concerned. As I understand it, he was holding their moneys.

Mr. EMBRY. Should not that include any funds that he has received and handled for them in a like capacity?

Senator CURTIS. I think if it was deposited in this bank it should. I do not know what the chairman thinks about that matter.

The CHAIRMAN. I think that is correct.

Senator CURTIS. He can put them all in and explain which are Government accounts and which are not.

The CHAIRMAN. I do not see what it has to do with the Government accounts, unless Mr. Bentley handled the money.

Senator CURTIS. Mr. Bonnet, just put in those in which Mr. Bentley appeared in the transaction.

Mr. BONNET. Here is an account of We-tah-mo-to-tha, who deposited a check of \$260.70; that is the notation made, of which \$202.40 went to pay a note that this Indian owed the bank and \$58.30 to Mr. Bentley.

Senator CURTIS. Please give the date of the deposit and the amount.

Mr. BONNET. November 19, \$260.70.

Mr. EMBRY. How much was paid to the Indian?

Mr. BONNET. Two hundred and sixty dollars and seventy cents was deposited to the Indian's credit.

Mr. EMBRY. How much was paid to him?

Mr. BONNET. The Indian had a note at the bank which, including interest and notary fees, amounted to \$202.40, and then there is a debit slip here, "Paid M. J. Bentley as agreed by We-tah-mo-to-tha." That amount was placed to Mr. Bentley's credit. Here is a check payable to Tah-pah-she.

Mr. CRESSON. Have you the number of that check?

Mr. BONNET. No, sir; it does not show; in fact, it simply shows that it was a check.

Mr. CRESSON. Please give the deposit and then the checks against the deposit.

Mr. BONNET. Tah-pah-she. On November 22 Tah-pah-she deposited \$282. Our register does not show whether it was by check or cash. She drew one check for \$200, payable to herself on November 22, the same day; one check for \$200 payable to herself and one for

\$82 payable to M. J. Bentley. Mr. Bentley's name does not appear on this one; it is Ske-nah-tho-pe, \$100.

Senator CURTIS. That was a woman?

Mr. EMBRY. On what day was that deposited?

Mr. BONNET. I do not know. The statement there shows that it was deposited on December 20, 1906, and paid on the 3d of April, 1907.

Mr. EMBRY. Was there not \$282 deposited at that time?

Mr. BONNET. No, sir. Here is the original deposit ticket—Skene-nah-tho-tpe, Jim Deer's wife.

The CHAIRMAN. That is for \$100?

Mr. BONNET. Yes, sir. That is the original slip, deposited on November 20.

Mr. EMBRY. You do not know how it was deposited?

Mr. BONNET. No, sir. It does not show what it was. I took it myself, though. The slip is in my handwriting.

The CHAIRMAN. What became of it?

Mr. BONNET. It was paid to her father on April 3. Mr. Bentley probably knows about that. I do not know. Now, here is Ta-pah-seah—we may not have these names spelled correctly. On November 26 deposited \$260.71, one check; it was drawn out by one check payable to M. J. Bentley for \$60.71 and one payable to herself for \$200. Those were dated the same day, November 26. Here is Ta-tah-hah; deposited on November 20, \$282; November 30, 1906, \$104. That was paid out by one check to herself for \$200 on November 30 and one check to M. J. Bentley dated November 30, 1906, for \$82. Then there was her note dated August 29, 1906, due September 29, 1906, for 202 Mexican dollars, which with interest amounted to \$103. We charged that to her account when she had the money and charged her notary fees on some acknowledgment or something of that kind.

The CHAIRMAN. Did that take the whole amount?

Mr. BONNET. Yes, sir—\$386. Wah-sko-tah, on November 20 or 26—the figures are blurred—deposited \$521.41, against which there was charged on November 26 one check to M. J. Bentley, \$114.41; one on November 26 for \$400, and a note dated October 19, due October 31, for \$5.50, and \$1.50 notary fee.

Mr. EMBRY. Whose notes were they?

Mr. BONNET. It was to the Border National Bank.

Mr. EMBRY. Was it the Indian's note or Mr. Bentley's note?

Mr. BONNET. It was Wah-sko-tah's note.

Mr. CRESSON. And the \$400 he got personally?

Mr. BONNET. Yes, sir. The other check was \$144.14—he had the figures evidently reversed—because that winds up his account. Here is The-a-the-quah—one of the checks is signed "thi" and one is signed "the." On November 22 she deposited \$260.67. It does not show what it was. It was drawn out by two checks, one on November 22 to M. J. Bentley for \$60.67, and one to herself for \$200. Here is Wah-we-ah. On November 23 deposited \$347.61 and it was drawn out by two checks on the same date—one to M. J. Bentley for \$197.61, and one to "myself" for \$150. Here is Wahpahchequa—he has that date blurred also. It is evidently November 23; that is simply the date the deposit shows on the ledger. He has it in one place 26th, but I notice the checks were paid on the 23d, so it is evidently the 23d. On November 23, one deposit of \$782.08. That

was drawn out by checks on the same day, one to self, signed Wahpahchequa, by Okemah, for \$454.75; on November 22, M. J. Bentley, \$182.08, Wahpahchequa, by Okemah; on November 23, P. Guerra and Hno. for \$287.65 Mexican—\$145.25.

Senator CURTIS. Who was that signed by?

Mr. BONNET. It is signed Wahpahchequa, by Okemah, witnessed by Guerra and Fennell. Here is Wah-pa-ho-ko; November 26, deposited check for \$271.36, which was drawn out on November 26, one check to herself, for \$200, and one to M. J. Bentley for \$71.36. Here is Wah-puck-we-che; on November 28 she deposited a check for \$282; drawn out by check to herself for \$200 and one to M. J. Bentley for \$82; date of checks, November 28.

Mr. CRESSON. You only know that it was a check deposited; you do not know whether it was in money or otherwise?

Mr. BONNET. That one happens to be marked "by check." Some of them we have no record of. I looked through this carefully. I did not have time, although work on it Saturday evening late, to trace them all up. Here is Wah-nah-ke-che-hah; on November 28, a deposit of \$282; drawn out by check payable to himself for \$200, and one to M. J. Bentley for \$82. We have it "che-;" the check is signed ".cha." Here is Puck-ke-skinno; he deposited \$282; drew \$200 himself and \$82 for Mr. Bentley; date of deposit, November 28, and checks the same day. Here is Pah-ko-tuck; November 22, a deposit of \$260.67; November 22, a check to Bentley for \$60.67 and \$200 to himself. Pah-ko-tah—we have it Pacote; that is the way our bookkeeper put it, or whoever got the deposit. On November 22, deposited \$260.71; he drew \$200 himself and \$60.71 by check to Mr. Bentley. Pum-way-tum-moke; November 22, deposited \$260.71; drawn out \$200 to himself and \$60.71 check to Bentley. Pa-ko-ney—there are two of these names very nearly alike; one has got a "y." I know we had some trouble with it. November 26, a deposit of \$260.66; November 26 she drew check in favor of herself for \$200 and one in favor of M. J. Bentley for \$60.66. Panoketh; November 26, deposited \$271.35; drew \$200 for herself and \$71.35 by check to M. J. Bentley. Pa-ko-kah; deposited November 26, \$314.31; drew one check payable to M. J. Bentley, \$114.31, and one in favor of himself for \$200. Pah-pe-ack; on December 29, deposited \$283.36; on December 29, drew one check in favor of herself for \$200; paid interest to the bank, \$2; exchange, \$1; notary, \$1, and M. J. Bentley, \$79.38. Pequah, we have it; on November 19, deposited \$356.56; drew it out on the 19th of November; 20th of November, drew \$222.56; also, took cash \$100 Mexican; charged with \$50; paid bill for this Indian at International Dry Goods Company, \$13; paid note dated November 5, 1906, for \$70, and \$1 notary fee. That wound up that account.

Mr. EMBRY. Was there any payment to Mr. Bentley in that?

Mr. BONNET. Yes, sir; \$222.56: This has a note paid; a number of those people owed notes. Mr. Bentley had indorsed some and some he had taken up, and that may account for the difference; but I do not know, of course. Here is Quo-to-qua—on November 19 deposited \$1,074.75; on November 20 deposited \$30; on November 20 drew one check to pay borrowed money, Border National Bank, \$102.

Senator CURTIS. Let me interrupt you there just a second. Referring to that check of Pequah, I see this indorsement on the back, "I

hereby authorize any officer of the Border National Bank to indorse any check that may come to me from the United States Government. Pequah, his mark. Witness, Bentley and Jones."

Mr. BONNET. I expect that that was when he was expecting some payment on his note; there are quite a number that I have run across. Quite frequently they would come in and leave authority in that way. When they wanted to borrow money they would authorize us to sign. Okemah had some; there may be some others there that I do not remember. I know I have one or two here. As I have said, Quotoqua deposited \$1,074.75 on November 19 and \$30 on November 20. Then there was one check for \$102 borrowed money from the Border National Bank that he paid, and \$874.75 to M. J. Bentley; paid to herself \$98. Those checks are of November 20, and on March 23, 1907, she drew \$30. Here is Ah-mah-shaw—that is Tom Smith. November 28, made a deposit of \$358.15, and November 28 one check payable to M. J. Bentley for \$151.15 and one to himself for \$200. We carried his name on both accounts—carried both names. Here is Na-nah-che-the-quah; on November 26 she deposited \$282.01; on the same day she drew for herself \$200, and \$82.01 was paid to Mr. Bentley on her check. Pah-nah-ka-tho on November 19 deposited check for \$271.36; on November 20 deposited cash \$50; was charged a note of \$20 and notary fee of \$1—note to Border National Bank, M. J. Bentley, \$250.36. Then on March 13 she drew cash in hand \$50; total check, \$271.36; also deposit, next day, \$50 in cash. Here is Okemah—deposited on December 29 \$600. On December 29 we charged this account with note and interest, \$51. December 20 we charged him a check signed M. J. Bentley, account of Okemah, money given him for International Dry Goods Company, \$153—it was to Okemah; note \$51 and to himself; Mr. Bentley signed check for him but the money was given to Okemah—\$153.

Mr. EMBRY. How much was paid to Mr. Bentley?

Mr. BONNET. Nothing. Okemah has money to his credit.

The CHAIRMAN. He still has an account with the bank?

Mr. BONNET. Yes, sir; he still has \$396 to his credit. Ne-kah-nopit deposited on November 22—marked New Orleans check—\$260.71; same day check drawn in favor of M. J. Bentley, \$60.71, and check for cash \$200.

The CHAIRMAN. The check for \$200 was given to the Indians?

Mr. BONNET. Yes, sir; Border National Bank, cash. Ah-no-theh-ha-quah November 22 deposited check, New Orleans, \$260.71; drew one check in favor of herself for \$200 and one in favor of Bentley for \$60.71. Ah-che-che on December 29 deposited check on New Orleans for \$261; on December 29 drew one check payable to M. J. Bentley for \$61.05; December 31, one check to Ah-che-che \$200. Cha-ke-che November 28 deposited New Orleans check, \$271.35; same date drew one in favor of M. J. Bentley for \$71.35 and one to herself for \$200. Cha-ke-tha—that is, John Snake—December 29 deposited \$200; December 29 drew a check in favor of M. J. Bentley for \$20—that is, it was paid on that date—and another check payable to Pyatho for 50 Mexican dollars, for which we charged \$25; marked on it for a horse. On December 24, \$37.16 for a saddle, and on December 29 in favor of himself for \$117.84.

The CHAIRMAN. That closed that account?

Mr. BONNET. Yes, sir; that is John Snake. Twenty dollars went to Mr. Bentley.

Mr. BENTLEY. I do not like to do anything out of the ordinary procedure, but I would like to explain why that account differs from all the others; I would like to make it plain to the committee.

The CHAIRMAN. You may do so.

Mr. BENTLEY. This Indian does not belong to my outfit; he was one who went voluntarily and sold his land, and he does not belong to our association, and of course he did not leave any money to move with, or for any other purpose, in my hands, and that is why his account is different.

Mr. CRESSON. Did he have another account at that time?

Mr. BONNET. December 21 he deposited \$20.

Mr. CRESSON. By his New Orleans check for \$270.71?

Mr. BONNET. No; at the time he made the deposit he may have taken the rest in cash. The deposit does not always show what the check was; they would often take part cash and leave the rest; some of them took all the money, and some never deposited checks. Ah-kis-kuck, November 20, check of assistant treasurer, \$814.45; November 22 there is marked refund charge, \$1,119.06; \$27.75 was placed to his credit; November 19 he was charged a note and 25 cents notary fee, \$2.75. It is an item that appears to have been refunded to him two days afterwards; I do not know what it is. Mr. Bentley received a check from him for \$214.14, and he drew \$600 himself. Nan-nie-tho—here is the way this was: There was a check on New Orleans for \$260.66 November 19; that was used to pay a note for \$50, notary fee \$1, cash in hand \$209.06. Here is a memorandum of the cash: Cash, \$149; notary, \$1; M. J. Bentley, \$59.66; whole deposit, \$260.66. Ma-me-quache—that is, Johnny Mine—on November 23 deposited check for \$260.70; November 24 deposited cash \$2 Mexican and \$40 American; November 23 drew check payable to himself for \$200; November 23, check, M. J. Bentley, \$26.60; November 28, check to himself for \$50; November 30, check to himself, \$2 Mexican money; November 30, check to himself, \$2; and November 30, check to himself for \$38. That wound up the account. Mah-tep-me-a November 22 deposited New Orleans check, \$230.71; drew for himself \$200, and \$60.71 check paid to M. J. Bentley. Mah-tus-quah on November 26, check for \$271.36 deposited; drew in favor of self \$200; in favor of M. J. Bentley \$71.36. Mah-squa-ko on November 26, New Orleans check \$260.71; same date one check to self for \$200 and one to M. J. Bentley for \$60.71. Ma-tah-ho-ko, November 26, New Orleans check, \$260.71; same date drew \$200 in favor of self and \$60.71 to M. J. Bentley. Mah-pah-wah November 26 deposited New Orleans check, \$542.72; same date check to self, \$400, and check same day to Bentley, \$142.72. Kis-kis-kine-quote—Jim Deer—December 20 deposited \$200; December 28, cash for Washington trip handed him in person, \$10; March 6, check to W. S. Field, \$50; April 25, cash balance handed him in cash, marked here \$140; he surrendered receipt and got that money. There was nothing to Mr. Bentley out of that account. Kee-sha-ko-the November 24 deposited \$50; November 24, check to P. Garra, \$6.50; February 8, draft from Shawnee, \$44.50, of which we paid \$43.50 and charged Mr. Bentley's account a dollar because he had indorsed this \$50 draft. The draft was in favor of the bank at Shawnee and Mr. Bentley had indorsed it, and this Indian drew on us for \$44.50, but as he only had \$43.50, and as Mr. Bentley had indorsed it, we simply charged \$43.52 to the Indian and the \$1 to Mr. Bentley. Kah-kah-to-the-quah, November 24, deposit



\$542.70, of which \$400 went to herself on the same date and \$142.70 check to M. J. Bentley of the same date. Those are all the accounts with the Indians shown on our books during the past two years.

Senator CURTIS. State to the committee if you know anything, from conversations with Mr. Bentley or with the Indians, with reference to his business transactions with them in buying land in Mexico for them and handling their lands in Oklahoma; if so, what papers, if any, have you. Please make a statement to the committee of all the facts.

Mr. BONNET. I would like to look over all the papers, because at one time I had certain papers—

Senator CURTIS. First state what you know about it.

Mr. BONNET. I know that Mr. Bentley would get deeds from these Indians and would explain to them that he intended buying land for them in Mexico and would give them money on account to pay their little debts and to buy wagons and such things; that was the general rule. So far as I know, I can only remember one instance where I took an acknowledgment where the Indian was not willing to agree to that. The Indian had first agreed to it, and later on he said if you will give me \$250 or \$300 more you can keep the land. That was a fellow over here at the hotel on a rainy day; I do not know who he was. I always took pains to explain to them that when they signed the papers the land was in Mr. Bentley's name.

Senator CURTIS. For what purpose?

Mr. BONNET. For the purpose of his selling land and taking the money to buy them land in Mexico.

Senator CURTIS. What was done when the deed was taken to Mrs. Bentley?

Mr. BONNET. I would explain to the Indian that the deed was to Mr. Bentley or to Mr. Ives, as the case might be, and I would explain to them; I would ask them if they understood that when they signed the paper Mrs. Bentley or Mr. Ives could dispose of that land. I did not, of course, with all, but with a great many of them, and they stated that that was all right, that Mr. Bentley was going to buy land for them in Mexico.

Senator CURTIS. What papers, if any, were left with you?

Mr. BONNET. There were a bunch of papers that had an agreement of some kind; also deeds to this San Francisco land which Mr. Bentley bought, and title papers to that; we had them at the bank subject to the order of this Kickapoo council.

Senator CURTIS. Who composed the Kickapoo council?

Mr. BONNET. Okemah and Pahkotah and the old chief—the woman—and several others, and I gave those papers to Okemah and he gave them back to our cashier.

Senator CURTIS. Please examine your papers and tell us what you have.

Mr. BONNET. I have not looked at them since. I wrote a letter at one time showing just what we had.

Senator CURTIS. A letter to the committee, do you mean?

Mr. BONNET. I wrote a letter to Senator Teller and stated just what papers we had. That was the reason I did not want to state what papers we had now, because I do not know that all the papers were returned. That was all the papers I had.

Senator CURTIS. On page 15 of the record, in your letter to Senator Teller you say: "I will say that there are now and have been for

several months in our vaults the following papers: A contract of sale from Celedonio Galan to Martin J. Bentley; a deed to six days of water and the land thereto pertaining from Celedonio Galan to Martin J. Bentley; a written opinion from Iic Garza Castillion (a Mexican lawyer) that the said deed is a valid one." Just tell us what they are—the whole titles you need not refer to.

Mr. BONNET. There was a deed from Celedonio Galan to Mr. Bentley for six days of water on the hacienda San Francisco; there is also a letter—Mr. Bentley instructed us to pay this money only on the title being good, and, of course, we could not pass on the title, so I sent to San Antonio and got Salvadore Garza Castillion—

Senator CURTIS. Is he a lawyer?

Mr. BONNET. Yes, sir; he is a Mexican lawyer, and I believe he practices also in Texas. He was in San Antonio. I got him to pass on them and to put his opinion in writing before we would pay this money to Celedonio Galan, and here is his certificate that the papers are all right.

The CHAIRMAN. That the title is in the party making the deed?

Mr. BONNET. Yes, sir.

Senator CURTIS. Do you regard him as a reliable lawyer?

Mr. BONNET. Yes, sir; I regard him as a reliable lawyer; I think he is one of the best.

Senator CURTIS. Please read the certificate.

Mr. BONNET. It is in Spanish; I will try to translate it into English:

**BORDER NATIONAL BANK.**

DEAR SIRS: Having fulfilled the command conferred upon me by Mr. Bentley to accept, in his name and as his representative, from Mr. Celedonio Galan a writing of a deed of sale—of selling and buying—a deed of sale for six days' water in the hacienda of San Francisco, in the jurisdiction of Muzquiz, with its surrounding lands, complying with the instructions from the said Mr. Bentley, I send to you the corresponding titles, properly authenticated, of the said document, consisting of 14 pages, 14 folios.

Yours, respectfully,

SALVADORE GARZA CASTILLION.

He was at the bank at the time he wrote that?

Senator CURTIS. You do not claim that that is a perfect title, do you? It does not say anything there except that he has returned the papers.

Mr. BONNET. He states that the papers are properly authenticated—"complying with the order given by Mr. Bentley—to accept in his name as his representative a certain document of writing"—purchase and sales is what they call it—"of six days of water on the hacienda of San Francisco, jurisdiction of Muzquiz—complying with such instructions of said Bentley I deliver to you said corresponding titles, properly authenticated, which consist of 14 pages."

The CHAIRMAN. Is there a certificate from the lawyer that he thinks the title correct?

Mr. BONNET. Yes, sir; that he thinks the title is correct.

Senator CURTIS. Is there any contract attached to that deed or paper? If so, please read it.

Mr. BONNET. It is as follows:

This indenture made and executed this fifth day of February, 1906, Witnesseth, that whereas I, Martin J. Bentley, have heretofore as agent and attorney in fact sought to acquire for certain Kickapoo Indians now residing on the Sabinas River near Muzquiz, Mexico, a tract of land for their use and benefit, said tract being known and designated as the Galan interest of six days of water and the land accruing to and with said water out of the San F

cisco hacienda, located about nine miles from the city of Muzquiz in a north-western direction; and

Whereas I have heretofore paid the sum of ten thousand and five hundred dollars for the discharge of certain mortgages executed by the aforesaid Galan, covering his interest above mentioned, and to enable him to make title to said land to me as attorney in fact and trustee for said Indians, and whereas said titles are as yet incomplete and the further sum of ten thousand dollars is secured to the said Galan by my note and obligations, upon the written understanding that when the said sum shall have been paid that the title to the aforesaid interests shall vest in me for and on behalf of said Indians; and

Whereas it is at this time impossible to determine the amount of interest to which each of the following seven Indians shall be entitled, viz: Okemah and his wife, Thi-the-qua, Wah-nah-ke-the-hah, Noten, Ne-con-o-pit, Tah-pah-the-a, and Shuck-e-qua, or her sole heir Kish-kin-e-quote, because of the fact that the said sum of ten thousand and five hundred dollars, heretofore paid upon said purchase, has been contributed by Okemah and his wife, Thi-the-qua, and by Noten, and because the amount each of the other four Indians will be able to contribute is still impossible of determination, I therefore bind myself, my heirs, and executors firmly by these presence to execute and deliver to said Indians, upon the completion of said title, a good and sufficient deed in fee simple, with covenants of warranty, conveying to said Indians, as their several interests may appear, all the right, title, and interest which I may have at that time acquired, or may thereafter acquire, or which I now hold in and to said tract of land and days of water above described; and

Whereas it has been heretofore agreed by and between the said Indians that the said Okemah shall receive from me the title to said land and hold the same in trust for the use and benefit of himself and the others above named, as their interests may appear, I further bind myself to make such conveyance, upon the completion of title in me as above stated, to the said Okemah for the purposes herein stated.

In witness whereof, I have hereunto set my hand and seal the day and year first above written.

MARTIN J. BENTLEY.

TERRITORY OF OKLAHOMA, *Pottawatomie County, ss.*

Before me, Hal Johnson, a notary public in and for said Territory and county, on the 5th day of February, 1906, personally appeared Martin J. Bentley, to me known to be the identical person who executed the within and foregoing instrument and acknowledged to me that he executed the same as his free and voluntary act and deed for the uses and privileges therein set forth.

Witness my hand and official seal the day and year above set forth.

HAL JOHNSON, *Notary Public.*

Senator CURTIS. Have you any other papers?

Mr. BONNET. This paper is a translation of it; it is in Spanish; it is simply a copy of it. Here is a paper in which We-ta-mot authorized the Border National Bank to indorse any checks; there are quite a number of these.

Senator CURTIS. Just read all that you have there.

Mr. BONNET.

EAGLE PASS, TEX., *October 19, 1906.*

I hereby authorize any officer of the Border National Bank, at Eagle Pass, Tex., to indorse any Government or other checks that may come for me.

WE-TA-MOT or WE-TA-MOTE.

Here is one dated April 29, 1907:

I hereby authorize the Border National Bank or its proper officer to receipt for and receive any moneys due me from the agency at Horton, Kans., to indorse for me any and all checks or drafts in payment thereof; the said bank is to take from the amounts so received \$25 and place the same to the credit of M. J. Bentley, holding the balance to my credit.

PAMETHOT (his x mark).

In presence of W. I. Field.

Ah-che-che authorizes W. A. Bonnet to indorse his checks and place to his credit subject to checks signed by me and to pay out of my account for one wagon and the freight and dues of said wagon to be left at the Kitty Place in C. P. Diaz.

Witness: R. H. BIBOLET.

AH-CHE-CHE.

Here is a letter from Mr. Bentley, without date:

Mr. Roman Galan has taken the enclosed notes in your name because the Indians will receive their money at your bank, and for the reason that he needs to realize on them at once. He also sends you his note for \$200, to hold with the Indians' notes as collateral, and asks you to forward that amount to Brother Exenens, O. S. B. at Sacred Heart College, Oklahoma Territory, with statement that you forward at the instance of Mr. Galan.

I do not hesitate to endorse Mr. Galan's note.

Respectfully,

M. J. BENTLEY.

I have the following articles of agreement:

ARTICLE OF AGREEMENT.

This indenture, made and entered into this 11th day of September, 1906, witnesseth that, whereas, I, W. W. Ives, of Shawnee, in the Territory of Oklahoma, and a citizen of the United States, have undertaken to perform a certain trust, to wit:

That certain Kickapoo Indians, whose names follow, have heretofore deeded their allotments to me, said Indians residing at Muzquiz, in the Republic of Mexico, the tracts of land so deeded by them to me having heretofore been allotted to them by the United States, and for the purpose of description the numbers of their allotments will be referred to as descriptive of their land according to the allotment rolls of said tribe, heretofore approved by the Secretary of the Interior, numbering from 1 to 285, and made in conformity with the act of Congress approved March 3, 1893, the lands having been deeded to me by virtue of the act of March 3, 1905, and the act of June 1, 1906, the purpose of the said grantors being to place their land in a pool to be sold and converted into cash by me, and the proceeds, less reasonable expenses and compensation, to be invested in land in Mexico for their use. The Indians to whom this instrument pertains and the lands conveyed are named and numbered as follows upon the allotment rolls of the Mexican Kickapoo Indians in Oklahoma:

	Allotment No.		Allotment No.
Kee-nah-ko-thet	8	I-nish-kin	151
Tah-pah-she	12	We-ta-mah-o-tha	154
Me-she-kah	15	Na-nah-che-tha-quah	160
Nah-nah-chi-shin-ne-quah	20	Mo-sba-she	171
Waw-pah-rose	21	Pah-pe-ach	189
Me-thup-p-hah	27	Mah-tah-wah	209
Sho-wa-kah	29	Mah-pah-ho-ko	210
O-que-mah-ab-them	43	Mah-tusk-qua	211
Mo-ke-she	44	Pah-nah-ka-tho	280
We-ab-che-kah	47	En-e-kohn ( $\frac{1}{2}$ equity)	222
Ab-na-sha-wah-to	61	Wah-puck-we-che	225
Wah-theck-ko-na-hah	67	Pahkotah	237
Wah-tah-che-qua-quah	70	Pum-y-tum-moke	238
Mah-mah-qua-che	75	Tah-pah-the-a	241
Nan-l-to-ke	76	Pah-e-nah	242
Ab-pah-to-thah	79	Ne-kah-na-pit	259
Ke-ah-qua-quah	113	Ah-na-tha-hah-quah	260
Ah-che-che	141	Tah-nah-ke-ah	262
Cheb-keshe	142	O-ke-mah	270
Mah-no-ne-nah	143	Thi-the-quah	271
Ske-nah-tho-pe	144	Na-nah-e-to	282
Wah-sko-tah	145		

Now, therefore, in pursuance of the said trust placed in me, I agree to hold the title to said lands for the benefit of each of said grantors named herein and to sell the same for the highest obtainable price and to faithfully account to each of said persons for the amount received for his or her tract of land, according to the terms of this instrument. To the faithful performance of which I hereby bind my heirs, executors, and administrators firmly by these presence.

Witness my hand and seal this 11th day of September, 1906.

W. W. IVES.

Subscribed and acknowledged before me this 11th day of September, 1906.

G. M. D. STEEL, Notary Public.

(My commission expires May 5, 1910.)

Senator CURTIS. Have you any other papers?

Mr. BONNET. This is a Spanish copy of that agreement of Mr. Bentley's.

Senator CURTIS. We do not care for that. Now, have you any papers of any kind or character from Mrs. Bentley?

Mr. BONNET. We have a mortgage.

Senator CURTIS. No, have you any papers showing that she is holding any of this land that was deeded to her in trust?

Mr. BONNET. I do not remember; if there are they are in these papers. They may be down there at the bank. There was a bunch of papers there from Mr. Bentley.

Mr. BENTLEY. It should be there.

Senator CURTIS. Will you look in your bank and see if you have any such paper?

Mr. BONNET. Yes, sir; these were all together except these little slips. I had one of these in my pocket. These were all together, pertaining to this transaction.

Senator CURTIS. What, if anything, did the Indians say to you with reference to the agreement with Bentley and Ives when they executed deeds before you?

Mr. BONNET. Nothing more than when I would explain to them that they were deeding their land, they said that they understood it; that Mr. Bentley and Mr. Ives were to sell that land and buy land for them in Mexico.

Senator CURTIS. Please state to the committee what some one of the Indians said to you, if you can recall.

Mr. BONNET. I will usually speak to them through an interpreter. I remember the words that one of them used one time—he said in Spanish, "We are going to trade our lands and get lots of land in Mexico; much deers in Mexico." I can not tell what Indian it was, but it was Okemah acting as interpreter one day.

Senator CURTIS. Do you know whether Mr. Bentley was getting title for these people—or Mr. Ives, Mr. Bentley, and Mrs. Bentley—to any other lands than those that you have referred to here?

Mr. BONNET. Yes, sir; I took quite a number of acknowledgments.

Senator CURTIS. I mean did either Mr. Ives, Mr. Bentley, or Mrs. Bentley, to your knowledge, secure any additional lands in Mexico?

Mr. BONNET. Other than the San Francisco? None that I know of. I know that they were on trades for several.

Senator CURTIS. Then, so far as you know, no lands have been bought in compliance with, or carrying out the provisions of, the articles of agreement entered into between Mr. Ives and the large number of Indians in whose behalf he took it?

Mr. BONNET. None that I know of.

Senator CURTIS. Have you ever met Mr. Ives?

Mr. BONNET. No, sir; not that I remember.

Senator CURTIS. Has he been here?

Mr. BONNET. Not that I know of.

Senator CURTIS. Who has usually furnished the money, or given the checks in carrying out, or in defraying the expenses of, these various transactions down here in which Mr. Bentley has been engaged, either in buying land or bringing the Indians here?

Mr. BONNET. Some money has been sent—the checks would always be signed by Mr. Bentley. All I know of it is that sometimes it

would come in drafts, payable to Mr. Ives, and sometimes certificates of deposit from Shawnee.

Senator CURTIS. Could you give us the amounts of money that were deposited either by Mr. Bentley or Mr. Ives or Mrs. Bentley in relation to this transaction?

Mr. BONNET. Mr. Bentley did not keep a separate account; he would keep it all in a lump sum. Mr. Bentley has statements showing what he deposited, but all his checks have been returned to him.

Senator CURTIS. He has them all himself, has he?

Mr. BONNET. Yes, sir; of course we could tell you how much he has deposited in the last year or two, or for any time you wanted to know; also how much he has drawn out, but we could not tell what the special items were.

Senator CURTIS. We would like to have you give us the total amount of his deposits.

Mr. BONNET. Since when?

Senator CURTIS. Since this matter has been going on—for the last year and a half.

Mr. BONNET. Mr. Bentley's account was first opened five or six years ago.

Senator CURTIS. Well, give us a statement as to the last two years. Please give us that to-morrow. How many of those Indians have you talked with—mention either the original seven or those mentioned in the agreement with Mr. Ives?

Mr. BONNET. About these lands?

Senator CURTIS. Yes.

Mr. BONNET. I do not suppose more than six or eight or perhaps a dozen. I could not talk with them all.

Senator CURTIS. Have you at any time talked with these various people who have accounts here?

The CHAIRMAN. You mean Indians?

Senator CURTIS. Yes; about the money or the land?

Mr. BONNET. No, sir; very little or none of this money was deposited as proceeds of the sale of lands.

Senator CURTIS. You do not understand me. I mean have you talked with these Indians who made these deposits and who live in Mexico in reference to their desire to live here?

Mr. BONNET. Yes, sir; quite a number.

Senator CURTIS. What have they usually said—what has been their general expression?

Mr. BONNET. The general expression is that they wanted to stay in Mexico. Once in a while one would come in here who would be wild to get back to Oklahoma. I remember that Emma Garland wanted to go back to Oklahoma.

Senator CURTIS. Was that the old woman?

Mr. BONNET. No; it was a young one. She stayed there and talked to me an hour about going there.

Senator CURTIS. How long was she here?

Mr. BONNET. Two or three months.

Mr. BENTLEY. Since the subject of Emma Garland is in the record I would like to ask Mr. Bonnet if I ever paid her any money there in his bank?

Mr. BONNET. Yes, sir; she drew some money from you.

Mr. BENTLEY. Do you recall any particular amount that you had occasion to look up in your books?

Mr. BONNET. She drew at one time, to the best of my recollection, \$2,000; I do not know whether that was yours or not. I knew she drew a thousand; you gave her a check on one occasion, because I remember the \$2,000 paid her; she came in perhaps two or three months after that—the time she was homesick and tried to talk me out of some money to get back to Oklahoma with. I told her at the time that she had better leave some of that money; I tried to get her to leave it on deposit, and when she came back I said to her, "If you had left some of that money here with us you would have it now."

The CHAIRMAN. Had she spent it?

Mr. BONNET. She claimed to have spent it all.

Mr. BENTLEY. Please state to the committee, Mr. Bonnet, what you know in relation to any part of the moneys that were paid to those Indians at the time of the payment referred to by the checks that have been put in the record here, as to the purpose of the money being deposited, and anything you may know about it.

Mr. BONNET. I know that they drew the money; I remember some of them who paid you money—some you said for expenses, and some you gave receipts for which you instructed us to allow them to draw not over \$50 in any one month on the receipts.

Mr. BENTLEY. I will ask you if you recognize these papers?

Mr. BONNET. Yes, sir; this is a debit slip, or charge slip, against Mr. Bentley for \$300, paid to Ah-kis-kuck, and \$100 paid to his daughter, Kah-tha-ha-quah-mo-quah. I will state that Mr. Bentley had given us instructions—I do not know that he was here at the time, but he had given us instructions to take up those receipts, and he gave us instructions to pay not over \$50 at one time on some of these, and we took up—I do not know—probably several thousand dollars of those receipts.

Mr. BENTLEY. What do you know, if anything, as to the money deposited by me and collected from the Kickapoos, in the general fund from which their expenses were paid, contributed by them, paying certain sums in excess of \$200 which was to be deposited for their general fund and the expenses of the tribe.

Mr. BONNET. I know some of them voluntarily, when they indorsed their checks when you were not here, wanted to leave some money which they said was for the purpose of paying expenses and some for the purpose of providing for them a new location. I do not know just the amounts and could not recall any special Indian, perhaps, who made a deposit that way, but I know they would frequently make a statement of that kind, that it was for the purpose of moving. A good many left money to live on.

Mr. BENTLEY. Here is another batch of receipts that I wish to show you, and if you know anything about them to identify them to the committee.

Mr. BONNET. Here is a receipt of Thi-the-quah, \$100; John Mine, \$100, and here is one of Mah-tah-wah for \$100, that we would pay and charge to Mr. Bentley's account. They are receipts he would give the Indians and instruct us to pay them. At one time he gave us instructions to pay \$50 a month on them. It was hard to hold them down.

Mr. BENTLEY. What did you understand to be the real purpose of the depositing of this money at this time of the issuance of these

receipts—what did you understand they were being issued to the Indians for?

Mr. BONNET. I do not know that I know much about them being issued. I know they had them because you told me they had them, and told me when they brought them to give them money on them. They would want to buy wagons, or to go on a hunt and buy guns, and that was the excuse to get money.

Mr. BENTLEY. Please state to the committee your recollection with reference to conversations that you heard to negotiate the purchase of the Pedro Blanco ranch from Mr. Blocker for these Indians.

Mr. BONNET. Mr. Blocker came to me and told me he wanted to sell that land; he said he would like to sell it, and wanted to sell it to the Indians; he said it was just the place for them. He spoke to me two or three times about it, and it finally dragged on so that he told me he did not think they wanted to buy it. I told him they did, but they did not have the money, and he said he did not want to sell unless he could get the money, and he suddenly jumped on the price from 45 to 50 cents on the dollar an acre, American money, and the last time I spoke to him he did not care to sell.

Mr. BENTLEY. Would the advance of 50 cents on the dollar the last year in Mexico be a corresponding advance to the advance of land in this State on the river?

Mr. BONNET. I think land has gone up more over here than it has over there; that is, southwest Texas, around here and south of here. The last time I saw Mr. Blocker and spoke with him he did not care about selling.

Mr. BENTLEY. Do you have any recollection of a time when there was an understanding that he was to have \$50,000 and turn it over?

Mr. BONNET. Yes, sir; he said he would turn it over lock, stock, and barrel.

*In account with the First National Bank of Eagle Pass, Tex.*

Dr.				Cr.		
4, 25, 06.	John Snake (self).....	\$800	6, 25.	Ck.....	\$100. 00	
7, 29, 06.	Ah-ne-she-nen-ne.....	200	do	.....	700. 00	
9, 22, 06.	.....do.....	800	7, 30.	Tall Indian.....	\$300	
7, 5, 06.	Mah-quo-the-eck.....	800	7, 30.	.....do.....	170}	200. 00
			11, 7.	.....do.....	800. 00	
7, 5, 06.	Mah-ko-quah.....	350	9, 26.	Woman—round face, tooth out in front.....	100. 00	
7, 2, 06.	Pah-pah-me-na-ko-the.....	2, 800	10, 8.	.....do.....	50. 00	
10, 3, 06.	.....do.....	500	4, 6.	.....do.....	150. 00	
			7, 25.	Woman—small, dark.....	25. 00	
7, 2, 06.	Pah-pe-ah-she (man).....	300	7, 30.	.....do.....	325. 00	
7, 2, 06.	Ah-ten-y-tuck.....	700	8, 4.	Front tooth out, smallpox mark on face; ugly.....	800. 00	
			9, 26.	.....do.....	500. 00	
			8, 28.	.....do.....	500. 00	
			4, 29.	.....do.....	1, 000. 00	
			10, 25.	.....do.....	500. 00	
			9, 26.	.....do.....	200. 00	
			10, 8.	.....do.....	100. 00	
			7, 19.	.....do.....	50. 00	
			8, 4.	.....do.....	50. 00	
			8, 6.	.....do.....	50. 00	
			8, 21.	.....do.....	100. 00	
			9, 22.	.....do.....	150. 00	
			9, 27.	.....do.....	50. 00	
			10, 9.	.....do.....	100. 00	
			10, 11.	.....do.....	50. 00	
			10, 19.	.....do.....	50. 00	
			1, 7.	.....do.....	50. 00	
8, 29, 06.	Kah-kah-to-the-quah.....	1, 200	10, 12.	.....do.....	120. 00	
			1, 3, 1907.	J. G. Jimenez.....	650. 00	
8, 29, 06.	Ket-to-quah.....	400		Balance.....	430. 00	
			11, 12.	.....do.....	300. 00	
8, 29, 06.	Ka-pah-he-ko-ho-qua.....	800	11, 19.	.....do.....	100. 00	
			1, 3.	Genaro Guajardo.....	500. 00	
				Balance.....	800. 00	



*In account with the First National Bank of Eagle Pass, Tex.*

Dr.				Cr.
8, 29, 06.	Chah-ke-she .....	\$800	1, 3. Genaro Guajardo .....	\$550.00
			Balance .....	251.00
8, 29, 06.	Ah-na-aha-wa-to .....	500	11, 3. Jesus Garza Jimenez .....	300.00
			Balance .....	200.00
8, 29, 06.	Ah-na-tha-ha-quah .....	700	11, 3. Genaro Guajardo .....	500.00
			Balance .....	200.00
8, 29, 06.	Ah-che-che .....	800	11, 3. Jesus Garza Jimenez .....	550.00
			Balance .....	250.00
8, 29, 06.	Ke-she-quo-the—		9, 22. Mex. cy .....	475.00
	Mex .....	475	9, 22. U. S. cy .....	750.00
	Am. cy .....	750		
	Wife, Ah-she-ne-ne's wife, warton			
	left cheek (self) \$475; self, \$750.			
8, 29, 06.	Paw-kaw-kah .....	600	12, 12. ....	80.00
			1, 3. Jesus Garza Jimenez .....	200.00
8, 29, 06.	O-que-mah-ah-them .....	600	Balance .....	320.00
			1, 3. Genaro Guajardo .....	450.00
8, 29, 06.	Mah-sha-she .....	700	Balance .....	150.00
8, 29, 06.	Ma-tha-ko-tha .....	800	No checks—balance .....	700.00
8, 29, 06.	Mah-to-pe-ne .....	1,000	No checks—balan e .....	300.00
			1, 3, 1907. Jesus Garza Jimenez .....	650.00
8, 29, 06.	Mah-she-kah .....	600	Balance .....	350.00
			1, 3. Jesus Garza Jimenez .....	300.00
8, 29, 06.	Mah-ka-se-ah .....	800	Balance .....	200.00
			1, 3. Genaro Guajardo .....	530.00
8, 29, 06.	Mah-squa-ko .....	800	Balance .....	250.00
			1, 3. Genaro Guajardo .....	550.00
8, 29, 06.	Kee-ah-tha-com-o-quah .....	1,000	Balance .....	250.00
	\$50, U. S. cy.; \$370, Mex. ....	x	12, 12. Conine .....	115.00
8, 29, 06.	Pen-e-pah-home-ah-quah .....	1,000	1, 3. J. Garza Jimenez .....	650.00
			4, 22. Cash in person .....	235.00
8, 29, 06.	Pah-ko-tah .....	1,000	2, 4. R. C. Conine .....	200.00
8, 29, 06.	Tah-pah-she .....	1,000	Balance .....	800.00
			No checks .....	1,000.00
8, 29, 06.	Pum-y-tum-mo-ke .....	1,000	11, 22. Cash .....	800.00
			1, 3. Jesus Garza Jimenez .....	100.00
8, 29, 06.	Pah-e-nah .....	1,000	Balance .....	100.00
			1, 3. Jesus Garza Jimenez .....	650.00
8, 29, 06.	Pa-na-tho .....	700	Balance .....	350.00
8, 29, 06.	Wah-ski-tah .....	800	1, 3. Genaro Guajardo .....	650.00
			Balance .....	350.00
			No checks .....	700.00
			2, 4. R. C. Conine .....	150.00
			2, 26. L. C. Grimes .....	4.00
			3, 9. ....	146.00
			3, 10, 1907. Cash .....	500.00
			10, 17. Cash .....	500.00
			10, 30. ....	200.00
			12, 20. Bentley or Border Nat. Bk. ....	265.00
			12, 20. King .....	6.75
			12, 21. ....	29.25
8, 29, 06.	Kaw-tah-kaw-ho-ko .....	800	11, 3. Genaro Guajardo .....	100.00
			3, 11. Cash .....	165.50
8, 29, 06.	Pah-pe-ack .....	500	Mack Johnson .....	34.50
			1, 3. Jesus Garza Jimenez .....	300.00
8, 29, 06.	Pa-ko-ney .....	800	Balance .....	200.00
			12, 12. R. C. Conine .....	25.00
			11, 3. Genaro Guajardo .....	100.00
8, 29, 06.	Pah-nah-kath-o .....	400	Balance .....	175.00
			1, 3. Jesus Garza Jimenez .....	200.00
8, 29, 06.	Pe-qua .....	400	Balance .....	200.00
			1, 3. Jesus Garza Jimenez .....	200.00
			Balance .....	200.00

The witness was thereupon excused.

L. ALBERT GUARJARDO, having been first duly sworn, and G. G. Pulsford, having been subsequently sworn as his interpreter, testified through said interpreter as follows:

Senator CURTIS. Please state your name to the committee.

Mr. GUAJARDO. L. Alberto Guajardo.

Senator CURTIS. Where do you live?

Mr. GUAJARDO. My office is in Porfirio Diaz; my family reside in Muzquiz.

Senator CURTIS. What, if any, official position do you hold in Muzquiz, or in the district over there?

Mr. GUAJARDO. I am a member of the Federal Congress of Mexico,

and in Porfirio Diaz I hold the position of official visitor of the different cities of this district.

Senator CURTIS. Are you known as president of the district over there or jefe politico?

Mr. GUAJARDO. I have been mayor of several of the towns, but at present I am not.

Senator CURTIS. Were you mayor of Muzquiz in June, July, and August of last year?

Mr. GUAJARDO. Yes, sir.

Senator CURTIS. Do you know Mr. Martin J. Bentley, who is present?

Mr. GUAJARDO. Yes, sir.

Senator CURTIS. How long have you known him?

Mr. GUAJARDO. I can not give exactly the date when I first met Mr. Bentley; I have known him for some years.

Senator CURTIS. Do you know Mr. George Outcalt, who appeared last spring and summer down in that country representing the United States Government?

Mr. GUAJARDO. Yes, sir.

Senator CURTIS. Did you meet Mr. Thackery, United States Indian agent for the Kickapoo Indians, there last spring or summer?

Mr. GUAJARDO. I do not remember whether I know that man; there were a number of American citizens down there; I did not know them all.

Senator CURTIS. Do you know Doctor Conine?

Mr. GUAJARDO. Yes, sir.

Senator CURTIS. Did you meet Mr. Grimes, Mr. Brown, and Mr. Chapman?

Mr. GUAJARDO. I can only say that I met quite a number of Americans down there. Those gentlemen may have been presented to me, but I do not remember their names.

Senator CURTIS. Did you know any of the Kickapoo Indians down there?

Mr. GUAJARDO. There are two bands of Kickapoos down there; I do not know which you refer to. One band has been there for about fifty years and one only recently.

Senator CURTIS. I refer to the ones that came there recently from Oklahoma, in the United States.

Mr. GUAJARDO. I knew many of them.

Senator CURTIS. Were any of the men brought to your office by Doctor Conine at any time last spring or summer?

Mr. GUAJARDO. I do not remember that he brought any there.

Senator CURTIS. Were any Indians brought to your house in July of last year to acknowledge any papers?

Mr. GUAJARDO. I would ask if you are referring to my residence or to my office?

Senator CURTIS. To your residence.

Mr. GUAJARDO. At my residence there have been present on many occasions quite a number of these Indians, with various complaints and for various causes, but no papers or documents of any character have ever been at my house.

Senator CURTIS. Have any papers or documents been signed at your office?

Mr. GUAJARDO. I wish you would kindly pay particular attention

to what I am about to say. Speaking upon any official subject, or any subject that has come under my care officially, I am obliged only to speak upon those under orders from my Government, and as required by the interests of my country. I have promised to speak the truth under my word of honor and under oath here, and I am accustomed always to speak frankly and openly. In everything that has relation to my official acts my answers should have an official character. I want to tell you the truth frankly, and I have always been accustomed to do that, but many times Federal officers have been sent by their governments to my country, and especially to the office that I have managed, or of which I have been in charge. I think they have always received the consideration that they should have received; the official consideration that they should receive and that they have desired, and in treating of official matters—as this last question deals with official matters—I am obliged to work altogether under the orders of the authorities of my country; but in everything that relates to my private affairs I am entirely at your service. If you find that what I have said just now tends to detain this investigation a little I would desire to retain in my own power everything that may relate to things, or that relate officially to things in Mexico, to the Mexican authorities.

Senator CURTIS. The committee greatly appreciates your statement. We will not perhaps know just what questions relate to your official affairs or your personal affairs; we will ask you a number of questions, at any rate, and hope that you will make such answers as you deem proper under the circumstances and decline to answer if you deem it proper to do so, and that may be noted in the record. The committee desires in this connection to call your attention to the fact that we have a letter dated April 8, 1907, addressed to our Secretary of State, informing us that you and other officers have been instructed to give us all information with reference to their conduct.

The interpreter here translated the following letter, to which Senator Curtis referred:

EXHIBIT I.—A. G., No. 1.

[Inclosure 8 in No. 508—Translation.]

*Governor of Coahuila to the Secretary for Foreign Affairs.*

GOVERNMENT OF THE STATE OF COAHUILA.

Having taken cognizance of your courteous communication, No. 1738, of the 25th ultimo, including the note addressed to you by the American ambassador, dated the 12th of the same month, stating that a commission from the Senate of the United States had been appointed to investigate various irregularities alleged to have been committed in the transfers of lands belonging to Kickapoo Indians while in Mexican territory, I have to advise you in reply that the political prefect of Muzquiz has been directed to show to the commission referred to all kinds of courtesies and to furnish the facilities required by the commission in the performance of their duty.

I renew to you the assurance of my high consideration.  
Saltillo, April 8, 1907.

MIGUEL CARDENAS.

The SECRETARY FOR FOREIGN AFFAIRS, Mexico.

The INTERPRETER. Mr. Guajardo say that he thanks you for having brought that letter to his attention, but that this letter refers to the mayor of Muzquiz, the jefe politico of Muzquiz; that last year he occupied that office, but this year it is another person.

Senator CURTIS. The committee dislikes very much to disagree with you, but this letter applies to all the presidentes of Mexico,

last year and this year, who have any knowledge of the Kickapoo affairs.

Mr. GUAJARDO. As all the affairs relating to the Kickapoo Indians are either in the archives of the prefect of Muzquiz, Mr. Guajardo, together with the present jefe politico, I will take great pleasure in furnishing you all information possible from this source.

Senator CURTIS. The committee desires to ask you some questions that no doubt there is no record of, but that you yourself would know personally of, and that is the object of the committee in asking these questions now, so as to ascertain whether you do or not, and so that we may not ask you to testify with regard to any records; those we expect to get, and they will speak for themselves.

Mr. GUAJARDO. In every manner that I can possibly assist you that is compatible with my official obligations I am entirely at your service.

Senator CURTIS. Will you kindly state if at any time during the month of July, 1906, some twenty or twenty-five Indians were brought to your office of house—or to your office; you have answered with respect to the house—to your residence office for the purpose of acknowledging deeds relating to selling their lands in Oklahoma?

Mr. GUAJARDO. I do not remember the month, but there were a number of men taken to my house there; the judge of the district dealt with their case. With reference to documents or deeds, I have nothing whatever to do with anything of the kind.

Senator CURTIS. Did you know any of the Indians except as they were pointed out to you as being Kickapoo Indians?

Mr. GUAJARDO. Yes, sir; I did know some of them.

Senator CURTIS. Could you give the committee the names of any of them who were there?

Mr. GUAJARDO. It would not be at all easy to give the names of all that I remember, because the names are strange to me, and all Indians look alike to me; but I do remember the names of some of them.

Senator CURTIS. I wish you would give the names of those whom you know.

Mr. GUAJARDO. One of those that I know is this one sitting here, Mack Johnson, I believe, is his name. The name of another one of them, I believe, is Okemah, also Wahpahchequa and John Mane—a name like that; I am not certain about how they pronounce it; it seems to me like an American name and not an Indian name. I know quite a number of the Indians, having had to deal with them officially and to punish them for certain things, and to deal with them officially and make observation of them.

Senator CURTIS. I am referring to the occasion when they came to your house with reference to some Oklahoma affair.

Mr. GUAJARDO. On that occasion this man, Mack Johnson, was there.

Senator CURTIS. Did that man act as interpreter on that occasion?

Mr. GUAJARDO. On that occasion a number of Indians got together for the purpose, as they said, of treating about their landed property, and this man, Mack Johnson, was used as an interpreter. I had nothing officially to do with them. I do not know what kind of documents were made nor what trades were made, but I believe it to be my obligation, as these people were ignorant, to make explanation to them, and I made them by means of this boy and an

interpreter who spoke Spanish, and who was a woman. I wish to explain to you that the explanation that I made by means of this boy or this woman was to tell all the Indians who were there present, or who might come in, that no one had the right to threaten them in any part of the country; that they had the right to act freely; that they could make any arrangements that appealed to them, equally with their horses, wagons, or any other property that they might have in Mexico, as also with reference to any arrangement that they might wish to make at any time; that they should remember at all times that they had children, fathers, brothers, and relatives, and in place of spending a dollar that they might get in the sale of their lands in whisky, that they ought to preserve their property for their own benefit and for the benefit of their families. This boy, Mack Johnson, can tell you whether he translated properly and faithfully what I told him or not. At the same time I had there an Indian woman who lives at Nacimiento, and who speaks very good Spanish, to see what this boy told the Indians and to tell me whether it was correct what he told them or not, and according to what that woman told me this boy faithfully translated to them what I told them.

Senator CURTIS. Were any papers signed there in your presence?

Mr. GUAJARDO. No, sir.

Senator CURTIS. Did any of the Indians hold a pen or pencil in their hands and acknowledge any papers there in your presence?

Mr. GUAJARDO. Will you be so kind as to repeat your question? Maybe I do not understand it exactly.

Senator CURTIS. Were any papers drawn up and signed by any of those Indians in your presence there that day?

Mr. GUAJARDO. I know that some Indians know how to write and to sign, but I know that the greater number of them do not know how to sign or write; but many of these Indians have been ready to sign without knowing what they were doing. I saw some with pens and pencil in their hands, but I know they did not know how to sign.

Senator CURTIS. Did you see any of them sign papers there in your presence?

Mr. GUAJARDO. As this was a business with which I had nothing to do officially, I do not take any special interest in that matter; but many of those Indians have either signed papers or have had the pen in their hands; I can not tell you which ones, and, as I have stated before, I had no interest whatever in the matter.

Senator CURTIS. Were any papers translated to them, or interpreted to them in your presence?

Mr. GUAJARDO. I was listening to the translation of some papers without paying much attention to them because I had nothing to do with the business, but I understood that it was dealing with certain lands.

Senator CURTIS. Please state who did the translating.

Mr. GUAJARDO. An official interpreter of the court.

Senator CURTIS. Who did the interpreting to the Indians?

Mr. GUAJARDO. This man Mack Johnson. There were others whose names I do not remember.

Senator CURTIS. How many Indians were present at that time.

Mr. GUAJARDO. I do not remember the exact number, but there were from twenty to thirty.

Senator CURTIS. Did you perform any service, and were you paid

any consideration for what you did there in your official capacity—that is, any fees or salaries?

Mr. GUAJARDO. From whom would that pay come? I have received salary from my Government.

Senator CURTIS. Well, any of the Americans who were there that day or afterwards.

Mr. GUAJARDO. I was acting as a Mexican officer at that time and the Mexican officers do not accept fees in private cases, and the Mexican authorities are obliged not to receive any pay from any person, except from their own Government.

Senator CURTIS. Did you receive any pay in your official capacity or in your individual capacity, for performing acts outside of your official capacity?

Mr. GUAJARDO. No, sir; never.

Senator CURTIS. For the sale of lands in Mexico, or for the assistance of the sale of lands in Oklahoma?

Mr. GUAJARDO. In nothing, because none of this business interested me and I had nothing to do with them.

Senator CURTIS. Please state to the committee if you had any conversations with Mr. Outcalt?

Mr. GUAJARDO. Many times.

Senator CURTIS. Please state generally what those conversations were.

Mr. GUAJARDO. Generally, and in most cases, we spoke upon general subjects when he was in my office.

Senator CURTIS. I mean only with reference to the Kickapoo Indians from Oklahoma; what conversation, if any, did you have with him with respect to the Kickapoo Indians from Oklahoma?

Mr. GUAJARDO. Many times when we were talking about the business that brought them to Mexico we fell upon that subject; that was only natural.

Senator CURTIS. What did he say his business was?

Mr. GUAJARDO. Mr. Outcalt presented himself by means of his documents and official papers that he had, explaining his business, and I knew what his business was there because the Mexican Government had certified to his business there, and not only in that way but because at the beginning Mr. Outcalt presented himself without documents, probably because he did not understand the proper method of work, and I told him I could not show him official consideration until he presented his documents that authorized him to be there. Then he presented them; at first he did not think they were necessary.

Senator CURTIS. At any time during Mr. Outcalt's visit there did he request you to have any of your police to arrest any of the Indians?

Mr. GUAJARDO. There are many things that have relation to Mr. Outcalt and the Indians and I can not remember them at this moment because more than a year has passed by and I do not remember them exactly; but Mr. Outcalt, I believe, never asked for the arrest of an Indian and only the help of the authorities was asked to prevent the Indians from hiding themselves because the Indians had been threatened and received notice that they should obey the authorities; they had received notice that if they allowed themselves to make any declaration before the Mexican authorities they were exposing themselves to punishment by the American authorities.

Senator CURTIS. Did you instruct any of your policemen or officers to obey Mr. Outcalt in reference to bringing the Indians to town or keeping them from hiding?

Mr. GUAJARDO. Speaking generally, all the police had orders that when Mr. Outcalt needed an Indian to take any declaration from him, or for all declarations legally before the judge, that they should wait upon Mr. Outcalt and cite those Indians to the court.

Senator CURTIS. And before Mr. Outcalt?

Mr. GUAJARDO. Sometimes Mr. Outcalt was there and sometimes he was not at the court.

Senator CURTIS. You do not understand my question. Were your general instructions to your police that when Mr. Outcalt wanted an Indian brought into town, to have the officers bring that Indian, or those Indians, before Outcalt, because Outcalt was a Government official?

Mr. GUAJARDO. No, sir; I wish to say that although he might have been an American official, of whatever character, these citations must be made by the conduct, or in the presence of Mexican authorities; I could not recognize any particular character in Mr. Outcalt.

Senator CURTIS. Then, as I understand it, your instructions to your officers were that when Mr. Outcalt desired any of the Indians brought in for the purpose of making a statement to him that the officers were instructed to bring the Indians into the Mexican court or before the judge?

Mr. GUAJARDO. Naturally; yes, sir.

Senator CURTIS. What did you mean a few moments ago by those Indians being threatened?

Mr. GUAJARDO. I can not speak very extensively in answer to that question, but as much as I can I will explain clearly. Amongst those Indians themselves there was circulated a notice that if they would agree to come before the court at Muzquiz to make declaration in that investigation that Mr. Outcalt was making, they would be prosecuted by Mr. Bentley, or by his agents. This notice was circulated amongst the Indians because many of them asked me if they could live quietly at home or if they would have to go and hide themselves, and I told them that they should before everything obey the authorities, and when they were cited to come to court that nobody would prosecute them. I could say more about this but as the matter is documentary and can be obtained, I do not remember precisely what the special conditions were.

Senator CURTIS. Do you remember of Okemah being arrested?

Mr. GUAJARDO. Okemah was arrested on many occasions, the same as many others, on account of drunkenness or other causes.

Senator CURTIS. Do you remember of one or more Indians having been brought to your house the day all the Indians were there, and do you remember one or more of them being taken up to your official residence from the jail?

Mr. GUAJARDO. No, sir.

Senator CURTIS. Do you know what the habits of the Indians were with reference to drinking before May, 1906?

Mr. GUAJARDO. I think their customs have been pretty much the same ever since they were out there.

Senator CURTIS. Did the authorities have as much trouble with the Indians prior to May, 1906, as they had after that time?

Mr. GUAJARDO. I can not say. I do not remember. These cases belong principally to the police matters, and I do not remember them.

Senator CURTIS. Well, you would know whether or not they bothered you as much about their affairs before May as after that time?

Mr. GUAJARDO. I do not remember.

Senator CURTIS. Did they come to see you very often about their lands, or their affairs, prior to May, 1906?

Mr. GUAJARDO. They have spoken to me on many occasions, sometimes by means of an interpreter and sometimes personally.

Senator CURTIS. I want to know if they did not speak to you more after May than they did before, or if they spoke to you about the same, usually?

Mr. GUAJARDO. It is very difficult to remember a case of that kind. I do not remember.

Senator CURTIS. Do you not remember that they had more trouble after the parties came down there and tried to get them to sign various deeds than they had had before?

Mr. GUAJARDO. After those men were down there we had very little difficulty with the Indians.

Senator CURTIS. After they went away?

Mr. GUAJARDO. After Mr. Outcalt arrived there was very little difficulty with the Indians, and before those men went there there were Indians who were complaining about having had bank notes and money stolen from them and that their letters were received open, and that there was missing from them some valuable documents. Then I told them that they should personally go and receive their letters at the post-office: that if they could bring proof of that robbery of which they spoke they could begin proceedings against the robbers, but that almost always the Indians were either afraid or they had no sufficient proof.

Senator CURTIS. Of whom were they afraid?

Mr. GUAJARDO. I would repeat that the notice or the rumor that was circulated amongst them was that either Mr. Bentley or his agents would prosecute them and would persecute them. That was the fear that most of them expressed.

Senator CURTIS. Please state what Mr. Bentley's conduct was there generally as you observed it.

Mr. GUAJARDO. Mr. Bentley was always very attentive with the authorities and correct in his behavior.

Senator CURTIS. Do you know of Mr. Bentley having been arrested?

Mr. GUAJARDO. No, sir.

Senator CURTIS. You do not know that he was arrested?

Mr. GUAJARDO. I think he was not.

Senator CURTIS. Do you know Doctor Conine?

Mr. GUAJARDO. Yes, sir.

Senator CURTIS. Was he around with Mr. Outcalt and other American gentlemen there?

Mr. GUAJARDO. I can not say.

Senator CURTIS. Do you not know of his acting as interpreter for them?

Mr. GUAJARDO. I believe he acted as interpreter once; one time or a very few times. I wish to make this statement, that the greater part of my time I passed at my hacienda, which is about half a league from town, and I am only in court during the official hours of work. I explain this to show why I am not able to explain as to the



conduct that was observed of these people and what they have done during the time.

Senator CURTIS. Do you know of Wahpahchequa having been arrested?

Mr. GUAJARDO. I believe he has been arrested twice or three times.

Senator CURTIS. Do you know what for?

Mr. GUAJARDO. Once I remember well.

Senator CURTIS. Do you know what for?

Mr. GUAJARDO. Because the Indians of Oklahoma killed a cow upon the land belonging to the International Railway Company. The employees of that company wanted to arrest them, and the Indians used their rifles. The Indians stole the cow and some deer and broke the fence in order to get out. Then they went to their camp, and when I sent for the policeman to arrest them fifteen or twenty Indians took their guns in order to disobey them, because they believed that they had orders not to obey. This was about the end of the week. I waited until the next Sunday, and when the greater number of the Indians were in town armed because they were questioned about going about armed—I went calling first one and then another one, taking their arms away, and the last one that was called was Wahpahchequa. I told Wahpahchequa he should give up the robbers—the Indians—or that they would not be allowed to go away from there. For that reason Wahpahchequa was a prisoner.

Senator CURTIS. How do you know that the Indians at that time had orders not to obey your officials?

Mr. GUAJARDO. They published a rumor amongst themselves not to obey the officers.

Senator CURTIS. You say they had a rumor. Upon what was that rumor based; who did they claim had given these orders, or was it just a rumor amongst themselves?

Mr. GUAJARDO. They said they had got the orders. One day in the court Mr. Outcalt was asking for some explanations from some of the Indians in the presence of the judge. At that same place some of the Indians who were making declarations, and whose names I do not remember, said that in the plaza in front there were some agents of Mr. Bentley, and I gave them orders not to make any declaration. Then I told the policeman to bring those people—two or three Americans, I do not remember just exactly how many, amongst them an old man and one very young—and I told them by means of the interpreter that they had no business in this matter; they should not interfere with it, and especially that they should not make the Indians insolent against the authorities, for in that case I would be obliged to proceed against the Americans, and in the presence of all the Indians I notified all these men that they could not make any threats, that they could not do any damage to the Indians, and it seems to me that this boy, Mack Johnson, was one of the interpreters to tell the Indians that.

Senator CURTIS. What did you understand was Mr. Bentley's capacity with respect to those Indians down there?

Mr. GUAJARDO. I do not know what the business of Mr. Bentley was, but I always understood that he was considered as the director, representative, or agent of the Indians.

Senator CURTIS. Please state if up to the time Mr. Outcalt came there you had not directed your officers to assist Mr. Bentley in taking

care of the Indians and keeping them on their lands there, or in their camp?

Mr. GUAJARDO. No, sir; on some occasions Mr. Bentley had asked me if I could not put an officer at the camp in order to do away with drunkenness, and what I did was that on certain occasions I sent an officer out there in order to avoid drunkenness.

Senator CURTIS. You did that at the request of Mr. Bentley?

Mr. GUAJARDO. Yes, sir.

Senator CURTIS. That is all, unless Mr. Bentley desires to ask some questions.

Mr. BENTLEY. I would like to have you state, Mr. Guajardo, anything that you may know as to my intention of locating the Indians, as to their lands.

Mr. GUAJARDO. On several occasions when Mr. Bentley and I met, either on the trains or the street, or any other place, we spoke together. He has the object in view of purchasing some land, but he never explained to me his objects or intentions.

Mr. BENTLEY. Do you recall the particular tracts that I was seeking to buy for the Indians?

Mr. GUAJARDO. I know that Mr. Bentley bought a piece of land at a ranch; I believe it was about the fifth part of some agricultural ranch down there. That is all that I know Mr. Bentley bought.

Mr. BENTLEY. Ask him to state to the committee if he recalls my consulting him as to whether Pedro Blanco would be a proper place to put the Indians; if it would not be a remote and good place; if he remembers such conversation; and that it had good grass, etc.

Mr. GUAJARDO. I do not remember that conversation, but we have spoken many times together.

Mr. BENTLEY. Do you recall the time that you furnished me the direction of some of General Durango's land when I and a large party of Indians went to see the land; that you gave me some letters at that time?

Mr. GUAJARDO. On one occasion Consul Bonnet showed to me some letters from General Durango referring to the lands that he could sell, either to Mr. Bonnet or Mr. Bentley, I do not remember to which one; I am not quite certain, but I believe that on one occasion I gave a letter to Mr. Bentley that he might receive good treatment in going through the ranches in that direction, but I am not quite certain about it.

Mr. BENTLEY. I would like to have you state to the committee if you have been on the Pedro Blanco land personally; if you know the property personally?

Mr. GUAJARDO. I have been there many times.

Mr. BENTLEY. I would like to have you state whether you consider that a good or a bad ranch, and how it compares with other ranches in Mexico.

Mr. GUAJARDO. That is entirely a matter of estimate and depends upon the kind of business for which the land would be used—to which you would put it. This ranch is worse than some and better than others; it depends upon the kind of business you are going to carry on.

Mr. BENTLEY. Have you any idea of the kind of cattle there on the ranch?

Mr. GUAJARDO. No, sir; I have not.

Mr. BENTLEY. Or the character of the cattle that it raises?

Mr. GUAJARDO. I believe that it is cattle of good class, because it has that reputation, but I do not know it.

Mr. BENTLEY. Now, I would like to have Mr. Guajardo tell the committee if he knows why I was imprisoned at Muzquiz?

Mr. GUAJARDO. No, sir; I do not.

Mr. BENTLEY. He does not know why?

Mr. GUAJARDO. No, sir; I do not.

The CHAIRMAN. I understood him to say that he did not even know that Mr. Bentley was arrested.

Mr. GUAJARDO. I think that Mr. Bentley has never been arrested.

The CHAIRMAN. That is what he stated before.

Mr. BENTLEY. At any time?

Mr. GUAJARDO. I have heard no news about it.

Mr. BENTLEY. I would like to ask Mr. Guajardo what they call it in Mexico when they put a man in prison and hold him several days—as much as six days; do they call that imprisonment?

Mr. GUAJARDO. That question is such a strange one that anyone in the world might answer it; it is a question that anyone might answer.

Mr. BENTLEY. I will ask it in another way. I will ask him if he ever heard of my being imprisoned or detained at the prison in Muzquiz?

Mr. GUAJARDO. No, sir; I never heard of it. I do not remember of any occasion when Mr. Bentley was in prison there.

Mr. BENTLEY. Can you state to the committee when the policemen followed me and tried to apprehend me when I tried to leave Mexico?

Mr. GUAJARDO. I have no knowledge whatever of Mr. Bentley having been followed, or of their having wished to arrest him. The question seems to me to be a very strange one.

Mr. BENTLEY. I wanted to know whether it was done with your knowledge.

Mr. GUAJARDO. No, sir; I did not know it.

The CHAIRMAN. You want to know whether Mr. Guajardo directed it or not?

Mr. BENTLEY. Yes, sir.

The CHAIRMAN. Just ask the question directly as to whether he ever directed it.

Mr. BENTLEY. I would like to know whether you ever directed the police to apprehend me?

Mr. GUAJARDO. I do not know anything about that, nor any reason why Mr. Bentley should have been arrested. It is only a few days since Mr. Bentley was talking to me at the bank about that matter, and said that he was afraid of being arrested if he went to Mexico, and I told him then that I did not know of any reason why he should be arrested. Do you remember when you asked me if you could speak to me?

Mr. BENTLEY. Yes.

Mr. GUAJARDO. And I told you that you could come whenever you wished to do so without anybody having followed you.

Mr. BENTLEY. That is correct.

Senator CURTIS. I would like to have you state if in your province or state it is not the custom to print every day a list of the men who have been arrested, and that that list is handed over to you or to your office?

Mr. GUAJARDO. Yes, sir; it is not a printed but a written list.

Senator CURTIS. That is what I mean.

Mr. EMBRY. You stated that you placed guards or officers at the camp to do away with drunkenness. Had Mr. Bentley made this request prior to May, 1906?

Mr. GUAJARDO. I believe so; I can not be exact about dates; but I believe so.

Mr. EMBRY. Do you know the extent of the Pedro Blanco ranch—how large it is?

Mr. GUAJARDO. I do not know.

Mr. EMBRY. In your judgment what is that ranch worth per acre in Mexican money?

Mr. GUAJARDO. It is impossible for me to say, because I do not know the extent of the ranch. I know that it is a costly ranch, and I know that great expenses have been incurred by the owners of it. I do not know whether that would be charged against the value of the land or not.

Mr. BENTLEY. How many people, if you know, live on this ranch?

Mr. GUAJARDO. Yes; there are ten or fifteen persons living there.

Mr. EMBRY. Is it a suitable place for residence or suitable only for cattle and pasture?

Mr. GUAJARDO. It is better for cattle and as a pasture, for it is a long way from any towns; it would not be suitable for a residence.

Mr. EMBRY. That is all.

The CHAIRMAN. Does Mr. Cresson desire to ask any question?

Mr. CRESSON. I would like to ask a few questions. Mr. Guajardo, do you remember where you were in the month of November, 1906—this last November, just about a year ago?

Mr. GUAJARDO. Yes, sir.

Mr. CRESSON. Where were you?

Mr. GUAJARDO. I was at the Pedro Blanco at the beginning of November or about the end of October.

Mr. CRESSON. Do you know where you were in the latter half of November, between the 15th and the end of the month; were you at Muzquiz at that time?

Mr. GUAJARDO. I do not remember; my official business took me to all portions of the district during that time, and I do not remember whether or not I was at Muzquiz.

Mr. CRESSON. Do you know a man by the English name of John Snake and by the Indian name of Cha-cha-ko-tho, or something like that; quite a drunken Indian—he was drunk a good deal?

Mr. GUAJARDO. I can not say; I do not remember the name.

Mr. CRESSON. Do you know a paralyzed Indian named Wah-pah-che-qua?

Mr. GUAJARDO. It would be impossible for me to say whether I know him or not.

Mr. CRESSON. Who is Alberto Santos?

Mr. GUAJARDO. He was one of the proprietors of some hacienda that Mr. Bentley bought.

Mr. CRESSON. Do you know whether Alberto Santos was a kind of policeman or judge down at that Muzquiz camp?

Mr. GUAJARDO. He never has been a policeman, but on some occasions he has been deputized to preserve the peace amongst the people on the ranch there.

Mr. CRESSON. Down at the Indian camp?

Mr. GUAJARDO. The Indian camp being on the land over which he

had instructions to preserve the peace, then it would naturally fall within his power.

Mr. CRESSON. Do you know in whom the registered legal title was to that Indian camp at Muzquiz?

Mr. GUAJARDO. I believe it was in the name of Mr. Bentley, the man who bought it.

Mr. CRESSON. Do you know whether there was any mortgage or debt owed on that place, and, if so, who held that mortgage?

Mr. GUAJARDO. I have heard that the original owner of the land has a claim of from \$10,000 to \$12,000 against Mr. Bentley on account of the payments on the land, but I can not say whether that is the truth or not.

Mr. CRESSON. Do you know how much was paid for the land?

Mr. GUAJARDO. Do you mean the price paid or the actual amount of money paid?

Mr. CRESSON. Give us the price agreed to be paid first.

Mr. GUAJARDO. I believe it was either \$21,000 or \$22,000.

Mr. CRESSON. Mexican money?

Mr. GUAJARDO. Mexican money.

Mr. CRESSON. And of which you understand \$12,000 is still owing on the land?

Mr. GUAJARDO. Yes, sir; \$10,000 or \$12,000. I do not know which.

Mr. CRESSON. That is, Mexican money?

Mr. GUAJARDO. Yes, sir.

Mr. CRESSON. Did an Indian woman ever come and make complaint to you relative to some money that had been stolen from her, and who she said had stolen that money?

Mr. GUAJARDO. Yes, sir.

Mr. CRESSON. Will you please give us a statement about that?

Mr. GUAJARDO. There was an Indian woman who on several occasions came to make complaint to me.

Mr. CRESSON. Do you know her name?

Mr. GUAJARDO. I do not know her name.

Mr. CRESSON. Please state what her complaint was.

Mr. GUAJARDO. There had been stolen from her amounts of either \$3,000 or \$6,000 gold; the woman does not pronounce the words that means the number exactly, and I did not understand whether it was \$3,000 or \$6,000; it was in a hand satchel.

Mr. CRESSON. Please state who she was complaining about or charging with that.

Mr. GUAJARDO. She said that Mr. Bentley had told her to go with Mr. Roman Galan either to Muzquiz or some other place, I do not know where; that Mr. Galan had asked for that satchel when they got into the coach, but he got up on the coach and left her down below; that he went on in the coach and left her on foot and without money; and that when she asked for it again Mr. Galan told her that he did not know anything about it.

Mr. CRESSON. Who is Mr. Roman Galan?

Mr. GUAJARDO. He is a resident around Muzquiz.

Mr. CRESSON. Is he one of Mr. Bentley's agents, to whom you refer?

Mr. GUAJARDO. I think he is, but I am not certain.

Mr. CRESSON. Have you had any more complaints from the Indians about the actions of Mr. Bentley and Mr. Galan?

Mr. GUAJARDO. I have received complaints on other occasions, but

I could not undertake to recall the exact form of the complaints or the extent of them.

Mr. CRESSON. Were there numerous complaints from numerous Indians?

Mr. GUAJARDO. There were various Indians who made complaints.

Mr. CRESSON. About Bentley and Galan?

Mr. GUAJARDO. Yes, sir.

Mr. CRESSON. Who was it that the Indians told you were threatening them and who scared them there?

Mr. GUAJARDO. The whole group of Indians who were in the courthouse there to make their declarations were afraid to do so. These men were standing outside.

Mr. CRESSON. Which men?

Mr. GUAJARDO. I do not know whether Mr. Bentley was amongst them or not, but his agents were outside. I notified the other men, and I believe I notified you, too [indicating Mr. Bentley]. Would you be so kind as to state whether I did notify you?

Mr. BENTLEY. I do not think so. I was there in jail at the time and I do not recollect it.

Mr. GUAJARDO. I believe that Mr. Bentley never has been in jail, and I believe he was one of the men that I notified should not interfere with the authorities in dealing with these Indians.

Mr. BENTLEY. With the committee's permission, I would like to ask a question at this point. I would like to ask Mr. Guajardo if he does not know that the court record at Muzquiz shows that these Indians, who my son and friends warned not to go in there and lie about me, came in later before the court and admitted that they were committing perjury at the time you refer to; that they admitted that they had testified falsely; that the statements they were called upon to make were false? Do you not know that the court record of your own country shows that?

Mr. GUAJARDO. I do not know anything about the case.

Mr. BENTLEY. Then I can only refer the committee to the court record which does show that.

Mr. CRESSON. Was Mr. Roman Galon one of Mr. Bentley's agents who threatened them at that time?

Mr. GUAJARDO. I do not know.

Mr. CRESSON. Did you learn from the Indians that Bentley's agents were telling the Indians to resist arrest and not submit to arrest at that time? Was that the rumor among the Indians, that Bentley's agents had instructed them to resist arrest?

Mr. GUAJARDO. Yes, sir; that is a matter that is not only known amongst the Indians, but amongst all the people there.

Mr. CRESSON. Did you have any complaints from the Indians about Grimes or Conine or those other white men that you say were down there?

Mr. GUAJARDO. I do not know anything or do not remember anything about complaints against them.

Mr. CRESSON. From the Indians?

Mr. GUAJARDO. From the Indians. One day some Indians came to me to ask permission from me to go to their own houses because several days before they had been fugitives in the woods because Mr. Bentley or some other persons, or his agents, had told them that they should all hide themselves and not speak with the authorities, for if

they did so Mr. Bentley would have them arrested. That is one of the many rumors that went about amongst them. I told them that there was no need for them to ask permission to go home whenever they wanted to.

Mr. CRESSON. Do you know of any reason why Alberto Santos could not testify freely before any court in America or this committee here?

Mr. GUAJARDO. I do not know of any.

Mr. BENTLEY. I would like to ask a question. Mr. Guajardo has testified about a woman who is alleged to have been robbed by Roman Galan of some \$3,000 or \$6,000. I would like to have him state whether that was an Oklahoma or a Nacimiento Kickapoo woman.

Mr. GUAJARDO. It was an Oklahoma woman.

Mr. BENTLEY. Will you please give her name, if you heard it?

Mr. GUAJARDO. I am not certain about that; all the Indians' names seem pretty much alike to me.

Mr. BENTLEY. Are you sure that she is an Oklahoma Kickapoo?

Mr. GUAJARDO. There are some things that I do not know, and I do not know whether that woman was born and raised at Oklahoma or whether she was born and raised in Mexico.

Mr. BENTLEY. I would like to have you identify the woman.

Mr. GUAJARDO. I can not speak certainly about that.

Mr. BENTLEY. Do you know her husband?

Mr. GUAJARDO. Yes, sir.

Mr. BENTLEY. Will you state his name to the committee?

Mr. GUAJARDO. I can not remember any of the Indian names certainly, and I could not state his name.

Senator CURTIS. Did you have Mr. Roman Galan arrested, or did you hold an investigation with reference to that matter?

Mr. GUAJARDO. No; because the woman could not state positively whether the action occurred in American or Mexican territory, and besides that, the woman is expecting that Mr. Galan will return her the money.

Senator CURTIS. She was expecting it?

Mr. GUAJARDO. On several occasions when she has spoken to me about it she has always said that she was expecting him to return the money.

Mr. EMBRY. I would like to ask one more question. Was this money that Galan got money that came from the sale of Oklahoma lands; was it so represented to you?

Mr. GUAJARDO. I do not know.

Mr. EMBRY. Did Mr. Outcalt seek to take declarations of the Indians except in the presence of the judges down there after he gave this order, to your knowledge?

Mr. GUAJARDO. No, sir.

Senator CURTIS. Do you know of your own personal knowledge that Mr. Outcalt did not try to get statements of Indians other than before the court?

Mr. GUAJARDO. Every time Mr. Outcalt has spoken to me about the matter he has always spoken with reference to the court proceedings, and expressed himself as being ready to act according to law, and I can not say whether he has ever done anything contrary to that.

Senator CURTIS. The question was whether or not he had talked with the Indians or asked for information from the Indians at any

other time than before a court; if he asked him on the street. We want to know whether he did or not.

Mr. GUAJARDO. That is what he said. Outside of that I do not know.

Mr. EMBRY. Are all the declarations made before the court and proceedings had before the court in writing?

Mr. GUAJARDO. When they are treating of a criminal case, it is always in writing; when they are treating with a civil case, it may be in writing or not, according to the desires of the people concerned. When it is a matter in which foreigners are concerned, then the case is as they may ask; if they desire to have it in writing they can, and if not, they need not.

Mr. EMBRY. At the time these Indians appeared before the court and made declarations were the declarations and proceedings in writing?

Mr. GUAJARDO. I believe they were in writing, because they were in the presence of the judge; they ought to have been in writing.

Mr. EMBRY. Is that the custom, that they are written when in the presence of the judge?

Mr. GUAJARDO. Yes, sir.

Mr. BENTLEY. He refers now to the time the Indians were being threatened. When the Indians were making these proceedings in writing before the court, that was at the time they were making the charges that they had been threatened, as I understand?

Mr. GUAJARDO. Precisely; in those days when these Indians were up there to make these declarations they made the complaint that Mr. Bentley had told them that they should not go there. I have seen on the streets there on many occasions one of the men who served as agent there, and to whom I had made notification that he should not interfere in this business and bother the officials in their work.

Senator CURTIS. Do you remember his name?

Mr. GUAJARDO. No, sir.

Senator CURTIS. Is he in this room now?

Mr. GUAJARDO. No, sir; he is not here; I have looked for him several times.

Mr. BENTLEY. Mr. Guajardo, do you know an Indian by the Mexican name of Nasoflores, an old timer over there?

Mr. GUAJARDO. Yes, sir.

Mr. BENTLEY. Do you know or can you state to the committee whether he is the husband or a relation of the woman that you have referred to who came to you with the complaint that she had been robbed?

Mr. GUAJARDO. I am not certain about it. The Indians seem to take any name they want to whenever they get ready. I am not certain about it.

Mr. BENTLEY. Did the Indian woman speak in Spanish who came to you?

Mr. GUAJARDO. She was accompanied by another one who spoke Spanish.

Senator CURTIS. Was that other one the same interpreter who had interpreted for you at various times—the woman interpreter?

Mr. GUAJARDO. Yes, sir; the same.

Senator CURTIS. Was it the same woman that was present when all these Indians were present that you talked to through Johnson?

Mr. GUAJARDO. It was the same woman.



Senator CURTIS. That is all.

The witness was thereupon excused.

E. H. SCHMIDT recalled for further examination.

The CHAIRMAN. Have you any additional statement that you desire to make?

Mr. SCHMIDT. I submit the following statement: The charge on the 28th represents the aggregate of 24 checks that were certified, and the credit on August 29 of \$19,100 is the credit of the checks that were certified on the 28th.

The statement is as follows:

*W. L. Chapman, in account with the First National Bank of Eagle Pass, Tex.*

[E. & O. E. Unless promptly reported to the contrary, this statement will be considered correct.]

		Mexican.	American.			Mexican.	American.
1906.	To balance—			1906.	By balance—		
June 25	Checks.....		\$1,000.00	June 25	Deposits.....		\$3,000.00
			650.00	July 2			600.00
			500.00	7			600.00
			450.00	14			2,000.00
			225.00	23			3,700.00
			150.00	25			1,200.00
			19.00	26			19,050.00
July 26			75.00	Aug. 17		\$1,389.70	
2			413.10	28			3,200.00
8			182.09	29	Cks. certified, 7/25		19,100.00
			4.81				
7			400.00				
			198.75				
			1.25				
14			100.00				
19			1,005.00				
24			9.25				
25			4,188.75				
			7.50				
			630.50				
			125.00				
			37.00				
			8.75				
			.75				
28	24 cks. certified		19,100.00				
Aug. 18		\$600.00					
21		2.00					
		2.00					
23		485.70					
		400.00					
28			450.00				
			310.00				
29			800.00				
			730.00				
			600.00				
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Without taking further testimony to-day the subcommittee adjourned until to-morrow, November 5, 1907, at 8 o'clock a. m.

EAGLE PASS, TEX., *November 5, 1907.*

The subcommittee met at 9 o'clock a. m.

Present: Senators Teller (chairman) and Curtis; also Mr. John Embry, United States attorney for Oklahoma; Mr. C. C. Cresson, assistant attorney for the western district of Texas, and Martin J. Bentley, esq., representing the Mexican Kickapoo Indians.

W. A. BONNET, recalled for further examination:

Senator CURTIS. I will ask you to state to the committee if you have in your possession the deposit slips or tickets of the Border National Bank giving the accounts, or, rather, the deposits, made by the individual Kickapoo Indians, or by Mr. Bentley, or any other person in their behalf.

Mr. BONNET. Yes, sir.

Senator CURTIS. Will you please exhibit to the committee a deposit slip showing how the deposits were made, one for each class? Please pick out something that will explain each different way—one where it was done by the Indian himself and one where it was done by Mr. Bentley or anyone else.

Mr. BONNET. Here is one, Chah-ke-che. On November 27 deposited check on New Orleans for \$271.35; Chah-ke-che. That is the way the ticket was made.

Deposited in the Border National Bank of Eagle Pass, Texas.

By Chah-ke-che.

For \_\_\_\_\_.

Eagle Pass, Texas, November 27, 1906.

Checks: N. O. (New Orleans)----- \$271.35

Senator CURTIS. Please exhibit to the committee one of the tickets showing how the credit was made when it was deposited by Mr. Bentley, or any person, for the Indians.

Mr. BONNET. It is as follows:

Deposited in the Border National Bank of Eagle Pass, Texas.

By M. J. Bentley.

For \_\_\_\_\_.

Eagle Pass, Texas, 1/26/06.

Mah-tusk-qua -----	\$71.36
Mah-tusk-qua -----	50.00
Wah-pa-ho-ko -----	50.00

171.36

Senator CURTIS. Please state to the committee if it was one of the practices of Mr. Bentley to deposit money in his own name and give to the Indians a receipt for the amount that belonged to each individual Indian.

Mr. BONNET. Yes, sir.

Mr. BONNET. This one that I just gave you covered it, but I will give you another one. That one covers both kinds of deposits of Mr. Bentley.

Senator CURTIS. Please explain that right there.

Mr. BONNET. Well, on the 26th of November, 1903, Mr. Bentley deposited \$71.36, which he stated he received from Mah-tus-qua. He also deposited \$50 that he received from Mah-tus-qua.

Mr. CRESSON. In the first deposit he gave no receipt to the Indian for that amount?

Mr. BONNET. I do not know whether he did or not. I am not positive what he did with the other, any more than I saw a great many receipts. I could not say that I gave receipts to all, but that was the custom.

The CHAIRMAN. That was the custom when he made these deposits?

Mr. BONNET. Yes, sir. He also received \$50 from Mah-tus-qua, for which he gave receipt, and which the bank was authorized to take up on presentation. He also deposited \$50 received from Wah-po-ho-ko.

The CHAIRMAN. That is another Indian?

Mr. BONNET. Yes, sir; for which a receipt was given, which we were authorized to take up on presentation.

Senator CURTIS. The receipt?

Mr. BONNET. The receipt; yes, sir.

Senator CURTIS. Now, please explain to the committee what Mr. Bentley's instructions were to you in reference to paying money to Indians who held his receipts and what the bank did in case receipts were presented?

Mr. BONNET. Mr. Bentley's first instructions were to pay them not over \$25 or \$50 a month; that was on the old receipts. Later on he told us whenever they came in to give them the money if they demanded it, but not to give them all at one time—that he did not want them to squander it. The custom was when they would bring in a receipt for \$100 that we would ask them how much money they wanted, and we would give them the whole amount if they wanted it. If we made a partial payment, we put it on the back of the receipt; if we paid it all, we took up the receipts. These receipts have all been returned to Mr. Bentley, stamped paid by the bank, and charged to his account. When they paid the whole of them they took up the receipts, and when they paid part it was put on the back of the receipts.

Senator CURTIS. I will show you a receipt dated Eagle Pass, Tex., November 26, 1906, as follows:

Received of Wah-po-ho-ko \$50.00, fund for removal from Muzquitz to new location in Mexico.

\$50.00.

(Signed)

MARTIN J. BENTLEY.

On the back of which is:

Received the amount of the receipt, \$50.00.

OKEMAH (his x mark).

Witness to mark:

W. S. FIELD.

Is that the way those were done?

Mr. BONNET. When this Indian Wah-po-ho-ko would bring in a receipt like this we would pay it and charge it to Mr. Bentley. The date stamped shows the payment.

Mr. EMBRY. Why did you pay Wah-poho-ko's receipt to Okemah?

Mr. BONNET. I do not know, unless Okemah was one of the headmen and kind of acted as business agent for some of them, and probably had an order.

Senator CURTIS. And produced the receipt.

Mr. BONNET. And produced the receipt which we had instructions to pay. I knew Okemah and Wah-po-ho-ko, too. Here is one dated November 28, 1906, Na-pe-mes-qua, for \$100, signed by Martin J. Bentley.

Senator CURTIS. What is it for?

Mr. BONNET. Fund for removal from Muzquiz to new location in Mexico. It is marked "Border National Bank, December 21st, 1906, paid on this \$50.00." This is my writing, "reduced to \$50.00." The balance was paid on March 12, 1907, \$50.

Senator CURTIS. Who to?

Mr. BONNET. It was paid to Pamethot, witnessed by Okemah.

The CHAIRMAN. That is the man sitting here now?

Mr. BONNET. Yes, sir.

Mr. BENTLEY. I would like to say that that is a receipt from me to Pah-nah-ka-tho for money left in my charge for safe-keeping, and shows the payment to her from time to time and the interest allowed on the money while in my charge.

The receipt exhibited by Mr. Bentley is as follows:

Received of Tah-na-ke-ah the sum of \$680 in trust, to be used by me to best protect, care for the interest, maintenance, and welfare of the said Tah-na-ke-ah, this the 2d day of October, 1903.

(Signed.) MARTIN J. BENTLEY.

Endorsements: \$10, \$10.25, \$10, \$100, \$50, \$50, \$50, \$25, \$25, \$10, \$10, \$50, \$50, \$61.65, \$10, \$100, \$10, \$50; total \$716.

Senator CURTIS. State to whom you paid that and what relation he was to the girl.

Mr. BONNET. The balance was paid on March 12 to Pamethot, who Okemah stated to be her father. Of course I do not know the relationship between them, but he was said to be her father. Pamethot collected one \$50 himself the same day. They are both charged to Mr. Bentley's account.

Senator CURTIS. I will ask you to explain this receipt [exhibiting the receipt].

Mr. BONNET. That was cash to Puck-ke-shinno, \$100, on that receipt.

Senator CURTIS. What is the date of that?

Mr. BONNET. The receipt is dated November 28, 1906. It is a receipt for \$100, fund for removal from Muzquiz to new location in Mexico, signed by Martin J. Bentley, stamped paid, and paid by the bank on February 11, 1907. Evidently I did not know the Indian and had this witnessed by We-sko-path-o-qua. She is one of those mission girls.

The CHAIRMAN. Does she talk English?

Mr. BONNET. Yes, sir.

Senator CURTIS. That is all. Mr. Embry, do you desire to ask any questions?

Mr. EMBRY. Yes, sir. Mr. Bonnet, these funds about which you have been testifying were the proceeds of Treasury warrants for moneys paid out from the proceeds of surplus lands, paid by act of June 21, 1906, were they not?

Mr. BONNET. I do not know under what act it was. They were mostly, if not all, the proceeds of Government checks. We did not know under what act it was; the checks were just sent there; the people would bring them in.

Mr. EMBRY. Here is an exhibit, which we will mark "Bonnet No. 1," being a tabulated statement—

The CHAIRMAN. Is that from the bank?

Mr. EMBRY. It is not from the bank, but it is one that Mr. Bonnet has examined. I will ask you to examine Exhibit Bonnet No. 1 and state if that shows the amounts received on these several warrants and the amounts which Mr. Bentley received?

Mr. BONNET. I do not know.

Mr. BENTLEY. I suggest that the witness look it over very carefully.

Mr. EMBRY. I am willing to have the witness take it and examine it this afternoon. I want to know if that represents the proceeds of these several warrants, the proceeds on deposit in your bank, and if Mr. Bentley received the amounts as indicated under the name of each Indian.

Mr. BONNET. There are some of them that we could not find; some of them did not cash the warrants at our bank.

Mr. EMBRY. Those that your book does not show you may erase, so that they may not appear on the exhibit. You will do that, will you?

Mr. BONNET. Yes, sir. I do not know how soon I can get this for you.

Senator CURTIS. Just fix it up so as to show the facts and erase the other matter from it.

Mr. EMBRY. I will ask you to examine Exhibit Bonnet No. 2 and state if that shows the deposits made by Mr. Bentley at the Border National Bank, Eagle Pass, Tex., since March 7, 1905, to the present date—all deposits of every character.

Mr. BONNET. I think I can testify to this, because I made this out myself last night. Of course there may be some little omissions.

Mr. EMBRY. Just erase everything on that paper except what you put on it yourself.

Mr. BENTLEY. I would like that to show my balance at that time, at the beginning of those deposits.

Mr. EMBRY. Please take that and verify it and bring it in later. Mr. Bonnet, will you at the same time be able to state Mr. Bentley's balance, if any, in this bank on March 7, 1905, and his balance at this date?

Mr. BONNET. Yes, sir.

Mr. BENTLEY. I do not care for that.

Mr. EMBRY. Well, I do; I want Mr. Bentley's balance to date. You have those title papers, have you?

Mr. BONNET. Yes, sir.

Mr. EMBRY. At the time Mr. Outcalt and Mr. Thackery were at Muzquiz investigating these Kickapoo matters no trust deed or agreement had been filed with you by Mr. Bentley or Mr. Ives, had there?

Mr. BONNET. I do not remember at what time they were out there—that is, I do not remember when they first came there. I am under the impression that this was filed at about the time the contract was made.

Mr. EMBRY. The trust declaration, or deed of Mr. Ives, which was introduced in evidence last evening, is the only one which has ever been in your possession, is it?

Mr. BONNET. No, sir; there was something of that kind from Mrs. Bentley at one time; I do not know but what there are two papers.

There was a will of hers there at one time, and it was withdrawn, and there was an agreement of hers.

Mr. EMBRY. Have you now the agreement of Mrs. Bentley?

Mr. BONNET. Yes, sir.

Mr. EMBRY. I wish you would produce it.

Mr. BONNET. Here it is [producing paper]. There was a bill, but I do not know whether we have that or not.

Mr. EMBRY. I will read this paper.

TRUST AGREEMENT.

This indenture made and entered into this seventh day of July, 1906:

Witnesseth, That whereas Wah-nah-ke-tha-hah, Kish-kin-e-quote, Ah-kis-kuck, and his wife Pah-no-ko-tho, Mexican Kickapoo allottees, No. 250, 246, 6, and 7, have heretofore executed and delivered to Ida B. Bentley warranty deeds for the lands heretofore allotted to them in Oklahoma, for a description of which reference is hereby made to allotment rolls of the Mexican Kickapoo Indians in Oklahoma.

Now, therefore, I, the said Ida B. Bentley, being invested with the title to said lands, do hereby declare that I hold the same in trust for the use and benefit of each of said allottees, according to their respective interests, the said lands to be by me sold for the best obtainable price and the proceeds thereof to be accounted for by me to the said allottees above mentioned according to their interests.

In witness whereof I have hereunto set my hand this seventh day of July, 1906.

IDA B. BENTLEY.

Witnesses:

M. J. BENTLEY.

List of allottees: Wah-nah-ke-tha-hah, Kish-kin-e-quote, heir; Ah-kis-kuck, Pah-nah-ka-tho.

TERRITORY OF OKLAHOMA, Pottawatomie County, ss:

On this — day of — 190—, personally appeared before me, Ida B. Bentley, to me known to be the person who executed the foregoing trust agreement and acknowledged that she had executed the same for the uses and purposes therein mentioned.

Notary Public.

My commission expires —.

Senator CURTIS. That paper does not seem to have been executed, the acknowledgment on the instrument appearing to be blank.

Mr. EMBRY. When was that filed with you?

Mr. BONNET. I do not remember the date.

Mr. BENTLEY. I would like to have Mr. Bonnet's recollection as to when the paper was signed.

Mr. BONNET. I do not know; I do not know whether it was left with the first papers; it might have been, because in the certificate I sent I did not mention that; we had that, and we also had a will there at one time, but I do not find the will. I think we gave that back to Mrs. or Mr. Bentley. I believe it was left at about the time I went to Mexico with Mrs. Bentley; that was last summer sometime.

The CHAIRMAN. You mean a year ago?

Mr. BONNET. Yes, sir; a year ago last July when I went down there with Mrs. Bentley, in June or July; it was that trip.

Mr. EMBRY. Mr. Bonnet, I will ask you if in the date there it was not originally July, 1907, and the "7" erased and a "6" written over it at the bottom?

Mr. BONNET. It looks like it might have been July, 1904. I never noticed the paper very carefully.

Mr. EMBRY. What do you know about the purchase of the San Francisco plantation by Mr. Bentley?

Mr. BONNET. Well, Mr. Bentley traded for it with Mr. Galan. He first made a contract and advanced Mr. Galan some money to go down and clear it, and he then bought it and paid part down and later paid the balance—that is, we took up the note for him.

The CHAIRMAN. What do you mean by clear it?

Mr. BONNET. I understood that there was a lien or something of that kind on it—a mortgage, or some of the relatives had some interest in it. There was some reason why he could not make a deed at the time they first traded; I do not know what the reason was, but he had to see some people and settle with them, or pay off a mortgage, and he went to Monterey, I understood, for that purpose. Mr. Bentley paid, my recollection is, some money to bind the bargain; then he paid him 10,000 Mexican dollars at one time and 10,500 at another.

Mr. EMBRY. The first payment of 10,000 Mexican dollars was made about when?

Mr. BONNET. The first payment was made at the time this man Garza Castillon made the payment.

Mr. EMBRY. You paid him at the bank?

Mr. BONNET. Yes, sir; we paid him. Mr. Bentley was not here. I notice that this stated February 19, 1906.

Mr. EMBRY. Did you take Mr. Bentley's note for it?

Mr. BONNET. No, sir; he had the money there I presume at the time. We charged it to his account.

Mr. EMBRY. When was the second payment made that cleared the ranch?

Mr. BONNET. I do not know; it was made a few days after the note was due. Mr. Bentley was not here then and I remember that we wired down to Monterey to pay it, and the man did not call for several days; there was some hitch about it. Mr. Bentley's account would show that.

The CHAIRMAN. You can look that up.

Mr. BONNET. Yes, sir; and find out about it.

Mr. EMBRY. Have you got, for the money you had advanced in buying the San Francisco ranch, a mortgage on the S.  $\frac{1}{4}$  SE.  $\frac{1}{4}$  sec. 12, T. 10, R. 3, in Pottawatomie County, Okla., being 80 acres of land adjoining or near the city of Shawnee?

Mr. BONNET. I can not say that we have a mortgage.

Mr. EMBRY. One minute—for \$5,500 in gold

Mr. BONNET. We have two mortgages for \$5,500 in gold.

Mr. EMBRY. The other mortgage covers the N.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  sec. 12, T. 10, R. 3, in Pottawatomie County, Okla., for \$5,500.

Mr. BONNET. We have two of \$5,500 each; yes, sir; but I could hardly say it was to secure the purchase price of the San Francisco hacienda, because the first payment was made by Mr. Bentley. Those were made to secure anything that he might owe us.

Mr. EMBRY. Does he owe you anything now on that extra mortgage of \$5,500 on any of those farms?

Mr. BONNET. Yes, sir.

Mr. EMBRY. How much does he owe you now?

Mr. BONNET. I do not know. Unless the Senators want to know I do not like to disclose that. If Mr. Bentley is willing, I will do it.

Mr. BENTLEY. I have no objections.

Mr. BONNET. He owes us \$6,000 in notes now.

Mr. EMBRY. Is that part of this—

Mr. BONNET. Part of the \$11,000; yes, sir.

The CHAIRMAN. He does not owe you that \$11,000?

Mr. BONNET. No, sir. This \$11,000—perhaps I had better explain it. The Government does not allow a national bank to loan money on real estate. These mortgages are made to W. A. Bonnet individually.

The CHAIRMAN. That is yourself?

Mr. BONNET. That is myself. They are made to me, but I have not a dollar's worth of interest in it, any more than an office of a bank. But they are made to me, and then the bank loans Mr. Bentley money on his plain note, and I am holding those mortgages personally as security for anything that Mr. Bentley may owe the bank.

Mr. EMBRY. Then, Mr. Bonnet, the last payment of \$5,500 gold that was made was made by you for Mr. Bentley?

Mr. BONNET. Yes, sir. That is, by the bank for Mr. Bentley.

Mr. EMBRY. And you took the mortgages for security?

Mr. BONNET. The mortgages were taken to secure all indebtedness.

Mr. EMBRY. That is the indebtedness which it does secure, is it not?

Mr. BONNET. I do not know whether it is just that money or not. It is a running account. Sometimes he has money there, and then he owes us.

Mr. EMBRY. Who signed these notes for \$6,000 to you?

Mr. BONNET. Mr. Bentley.

Mr. EMBRY. Anyone else?

Mr. BONNET. No, sir.

Mr. EMBRY. Who signed the mortgages?

Mr. BONNET. One is signed by Ida B. Bentley and one is signed by W. W. Ives.

Mr. EMBRY. Then, as a matter of fact, Mr. Bentley still owes \$6,000 in gold on this San Francisco ranch?

Mr. BONNET. No, sir. He owes the bank \$6,000.

Mr. EMBRY. And the bank owns the ranch?

Mr. BONNET. No, sir.

Mr. EMBRY. You have a mortgage to secure the ranch?

Mr. BONNET. It is a mortgage on this land in Oklahoma.

Mr. EMBRY. To clear the ranch?

Mr. BONNET. We have it to secure any money that he owes us. We loaned him \$1,000 of that here within the last two or three months.

Mr. EMBRY. You made this last payment on the ranch—or your bank did?

Mr. BONNET. Yes, sir.

Mr. EMBRY. And took Mr. Bentley's note?

Mr. BONNET. No, sir; I do not know whether we took his note at that time or not. I am under the impression that he had the money there to his credit when he made the last payment, but we took his note. We have had his note there for \$10,000 at times. Those Indians would come in and draw rather heavily and he would send in a note when we would write to him. At times he would have money.



It shows the date of the notes there. I have marked those two credits, one five and one one.

Mr. EMBRY. Show me the note that he gave at the time this money was paid.

Mr. BONNET. I have never stated that he gave it. On July 5, 1906, he borrowed \$5,000 from the Border National Bank on a note, and on June 19, 1907, he also gave his note for \$1,000.

Mr. EMBRY. And had he prior to this first note given a note to the bank—is there a prior note which you have not referred to?

Mr. BONNET. There may have been some renewal; he may have owed notes there and simply renewed them, which would not show in his account.

Mr. EMBRY. Let me ask you this question again: Mr. Bentley owed \$5,500 gold on this ranch, or \$11,000 in Mexican money, at the time the last payment was made?

Mr. BONNET. I think it was \$10,500 or \$11,000—\$10,500 Mexican is my impression.

Mr. EMBRY. Mr. Bentley paid that, did he?

Mr. BONNET. Yes, sir; the bank paid it for him. The bank sent the money down and charged it to his account. It was in Mexican money.

Mr. EMBRY. Mr. Bonnet, on August 15, 1906, W. W. Ives and wife executed to you a mortgage of \$5,500 gold on one of those Oklahoma allotments, and on August 15, 1906, Mrs. Bentley and husband executed to you a mortgage on one of those Oklahoma allotments for \$5,500. Now, that was long prior to this last payment on the San Francisco ranch, was it not?

Mr. BONNET. I do not remember just when it was; I can only say whether it was before or afterwards.

Mr. EMBRY. Now, if this ranch was paid for on August 12, 1906, your bank sent the money down there to pay for it, did it not?

Mr. BONNET. Yes, sir.

Mr. EMBRY. And three days thereafter you took from Ives and wife a mortgage of \$5,500 and from Mrs. Bentley and her husband, Martin J. Bentley, another mortgage of \$5,500?

Mr. BONNET. They were sent to me; yes, sir.

Mr. EMBRY. They were sent to you?

Mr. BONNET. Yes, sir.

Mr. EMBRY. As a matter of fact, those mortgages were given to secure the advancement of this last payment on the San Francisco ranch, were they not?

Mr. BONNET. They were given to secure any money that Mr. Bentley might have owed us.

Mr. EMBRY. That was the money that he owed you at that time?

Mr. BONNET. I do not know that he did owe us at that time. I see that he had a \$5,000 note; we had loaned him \$5,000 on July 5, which was six weeks before that.

Mr. EMBRY. If you had been loaning him money—if he had it in your bank at that time, it was money that you had loaned him, was it not?

Mr. BONNET. Yes, sir.

Mr. EMBRY. And it was the proceeds from your bank that made this, and you immediately took security for it?

Mr. BONNET. Yes, sir; he sent us security.

Mr. EMBRY. Has Mr. Bentley or Mr. Ives or Mrs. Bentley discharged either of those mortgages or any part of them?

Mr. BONNET. No, sir.

Mr. EMBRY. And in addition to that they still owe you \$6,000 now?

Mr. BONNET. No, sir; they owe use \$6,000 altogether. They still have a \$5,000 limit.

Mr. EMBRY. They still owe you \$6,000?

The CHAIRMAN. Mr. Embry, they do not owe that \$11,000. That is simply security. You are having it appear in the record that they owe \$17,000.

Mr. EMBRY. I do not wish to have it appear incorrectly in the record. I will ask this question: I understand from your testimony that Mr. Bentley now owes your bank a note of \$6,000?

Mr. BONNET. Two notes amounting to \$6,000 gold.

Mr. EMBRY. And those notes, aggregating \$6,000 gold, are still secured by the two mortgages mentioned in your testimony?

Mr. BONNET. Yes, sir.

Mr. CRESSON. On real estate?

Mr. BONNET. Yes, sir.

Mr. EMBRY. And they also deeded one of those Oklahoma land allotments, did they not?

Mr. BONNET. Yes, sir.

Mr. EMBRY. Did you have any knowledge of it?

Mr. BONNET. I was not here at the time.

Mr. EMBRY. Have you paid anything for it?

Mr. BONNET. No, sir.

Mr. EMBRY. Did you know any tract was going to be conveyed to you?

Mr. BONNET. No, sir; I did not know it until after it was done.

Mr. EMBRY. You have never conveyed it to anyone?

Mr. BONNET. No, sir.

Mr. EMBRY. Nor encumbered it?

Mr. BONNET. No, sir.

Mr. EMBRY. You have no interest in it?

Mr. BONNET. None that I know of.

Mr. EMBRY. You are ready at any time to make proper conveyance, so the Indian can have it?

Mr. BONNET. I would not like to give a warranty deed.

Mr. EMBRY. I mean a proper conveyance, so that the Indian could have the benefit of it.

Mr. BONNET. Yes, sir; if anybody can show that they own it. I was not here at the time. I came in and Mr. Bentley said there was an Indian here who wanted some money; he was owing the bank some, and as I was not here he did not like to borrow any money; he did not like to ask Mr. Simpson for some.

The CHAIRMAN. You mean Mr. Bentley was owing the bank?

Mr. BONNET. Yes, sir. This Indian wanted to borrow, and Mr. Bentley suggested that the Indian deed the land to me, and then Mr. Bentley and the Indian went down to the bank and borrowed some money—that is, the Indian borrowed some money down there—and this land was deeded to me; I believe Mr. Douglass was the notary public. The note was in the bank when I got back. I do not know where I was; I might have been out of town just for the day.

It was several days afterwards that I heard of it—maybe the next day or one or two days afterwards, and Mr. Bentley afterwards explained the transaction and told me that it was security for that note. That note was afterwards paid, or rather charged to Mr. Bentley's account. I do not know the amount.

Senator CURTIS. Was his account at that time heavily overdrawn?

Mr. BONNET. I do not remember exactly. Mr. Bentley stated that at the time as a reason for making the transaction in that way. He told me when I came back—the first time he saw me after I came back—and the note was at the bank. I remember the note, and remember that it was paid by Mr. Bentley, or charged to his account later on when it was due.

Mr. CRESSON. Let me ask you a question. You say the land was never deeded back to the Indian?

Mr. BONNET. I never deeded it back; no, sir.

Mr. CRESSON. And the money for which the land was deeded to you, or to secure which the land was deeded to you, is also charged to Mr. Bentley now?

Mr. BONNET. He paid the note; that is, we charged it to his account.

Mr. CRESSON. Then the note is covered by this loan or mortgage of Mrs. Bentley's, and you also have the land too, as I understand it?

Mr. BONNET. How is that?

Mr. CRESSON. I say you own the land and also have the note charged to Mr. Bentley, as I understand it?

Mr. BONNET. That note was paid—the note for the Indian who deeded me the land, his note was charged to Mr. Bentley's account.

Mr. CRESSON. And you did not deed back the land when the note was paid?

Mr. BONNET. No, sir.

Mr. EMBRY. Mr. Bonnet, none of these records which you have, relating to the titles of the San Francisco ranch, or the trust declaration, or deeds of Mr. Ives or Mrs. Bentley, have been filed for record in any court that you know of, or any office in Oklahoma?

Mr. BONNET. None that I know; no, sir. I do not suppose so. We had them at the bank for quite a while and then Okemah got them; I do not suppose he recorded them.

Senator CURTIS. There is nothing on them to show that they were recorded?

Mr. BONNET. No, sir; I have never looked over them.

Senator CURTIS. I will ask you to state if your bank, or any officer of your bank, claims to have any interest or lien of any kind or character against the part of the San Francisco ranch that was bought for the Indians.

Mr. BONNET. No, sir.

Senator CURTIS. I will ask you to state if you remember whether or not this money to pay for the San Francisco ranch was sent to you in July, 1906, by draft—a \$6,000 draft—signed by Martin J. Bentley and payable to Bentley.

Mr. BONNET. I do not know, because I do not remember the date it was paid. I notice on August 14 that we received a \$6,000 draft on the State National Bank of Shawnee, but I could not tell within a month or two, without looking, when that last payment was made.

Mr. BENTLEY. I would like to have you state to the committee if it

is not your recollection that at the time these titles to the Mexican land were deposited with you that the note that I gave to Celedonio Galan for \$10,000 was practically guaranteed by the bank, because I had more than enough money in the bank to pay it at that time; the bank advised Milmos that the note was good, did it not?

Mr. BONNET. I do not remember about your account at the time, but I remember that we told Galan that we would take the note up at maturity.

Mr. BENTLEY. That covers the point.

Mr. BONNET. He told me it would be taken up at Milmo's, and at maturity we wired Milmo, and we waited several days for Galan to come in, and in the meantime Galan wired and wanted to know where the note was. I remember there was a few dollars interest paid on it. The note was not paid at maturity, although we had wired Milmo.

Mr. BENTLEY. Don't you know that I was very much discouraged by it, because I was expecting a large remittance from Shawnee at the time that note matured, and if you did not telegraph me at the time I left here that the money had been received from the bank at Shawnee?

Mr. BONNET. I can not remember the time; I would not like to say positively. I remember that once or twice you were expecting money. I remember that several times it came when you were expecting it, and once in a while it would not come.

Mr. BENTLEY. I will ask you to state if it is not a fact that beginning perhaps in the last days of June, 1906, and up to the time of the maturity of this note, on August 12, if I did not pay to the Indians, on lands deeded to me, large sums of money through your bank that exhausted my account and exhausted the money that had been held there to pay for the San Francisco ranch?

Mr. BONNET. I could not tell offhand as to the dates. I remember that at times your account was overdrawn. I noticed it last night. I notice it was \$4,700 overdrawn at one time.

Mr. BENTLEY. Is it not your recollection that these heavy overdrafts came just before August 12, the time of the maturity of this mortgage, or soon before that?

Mr. BONNET. I do not remember the dates and could not say as to that. I remember overdrafts were caused at one time especially when you were giving these Indians money for their lands. I remember that because on one overdraft you were expecting money, but I do not remember just what time that was.

Mr. BENTLEY. I would like to ask if the paper you have before you, Exhibit Bonnet No. 2—

Mr. EMBRY. Will you allow me to ask you a question, and then I will not interrupt you again? This \$6,000 draft received from Shawnee August 14, 1906, was from what bank?

Mr. BONNET. The State National Bank of Shawnee.

Mr. BENTLEY. I would like to ask if your account on the paper before you (Exhibit Bonnet No. 2) shows a remittance to me of \$15,000 from Shawnee?

Mr. BONNET. No, sir; that was carried in what we call certificate account, or cashier's check account. I remember when that remittance came.

Mr. BENTLEY. I would like to have you state to the committee if your records will show whether or not I had money to my credit in your bank at the time of the execution of the San Francisco deed in February, 1906, sufficient to have discharged the obligations against this land.

Mr. BONNET. The bank books will show it. They will show how your account stood.

Mr. BENTLEY. I will ask you to state if you recall my statement to you that the Mexican was willing to take my note without interest, and that I preferred to leave the money with you awaiting some developments.

Mr. BONNET. I do not remember that. I remember that you gave him the note, and I remember that there was no interest on the note except a few days after maturity.

Mr. BENTLEY. You stated, I believe, that you advised Celedonio Galan that the note was good and that you could handle it?

Mr. BONNET. Yes, sir.

Mr. BENTLEY. And also Milmo's bank at Monterey?

Mr. BONNET. They wrote about it, and we wrote them that it was good and would be taken up at maturity.

Mr. BENTLEY. I will ask you to state to the committee if it is not your understanding that all the expenses incurred for the Kickapoo Indians in the matter of litigation over their land in the matter of their support, and any and every expense properly connected with their affairs, has been for some years paid through your bank by me by check.

Mr. BONNET. Yes, sir.

Mr. BENTLEY. Sometimes to attorneys representing the Indians, sometimes for provisions, and sometimes for land and numerous expenses.

Mr. BONNET. Yes, sir.

Mr. BENTLEY. I will ask you to state to the committee whether or not in your presence, as deeds were taken from those various Indians from time to time, I have not exercised more than ordinary diligence to see that the Indian clearly and fully understood that he was deeding his land to Mr. Ives, and that it was beyond his control when he deeded it.

Mr. BONNET. Well, you would explain to them, and in cases where I took their acknowledgments I was very careful to explain to them that when they once touched the pen they lost control of their land, that it was going to Mr. Ives, or Mrs. Bentley, or whoever it was going to, and they seemed to understand that.

Mr. BENTLEY. I would like to ask you if you recall taking some acknowledgments of deeds at the Rio Grande Hotel about the 1st of July, 1906?

Mr. BONNET. If you will allow me to look at my record or tell me the name I will try to do so. I remember taking some there in the summer of 1906.

Senator CURTIS. You have the right to refresh your memory from your records.

Mr. BONNETT. I can remember one of them; I do not know whether it was the fellow who could write his name or not.

Senator CURTIS. You can copy those and send them to the committee at Oklahoma or Shawnee, next week, if possible.

Mr. BONNET. Where do you want me to begin?

Senator CURTIS. Begin with March 1, 1905, and bring them down to date.

Mr. BENTLEY. Do you recall some incident in connection with the taking of those deeds at that time?

Mr. BONNET. At the Rio Grande Hotel?

Mr. BENTLEY. Yes.

Mr. BONNET. Yes, sir; I remember that one of the men could not write.

Mr. BENTLEY. Would you know his name if you heard it?

Mr. BONNET. It is a long one; I think I would know it if I should see it.

Mr. BENTLEY. Was it Wah-theck-ko-na?

Mr. BONNET. It was a long name, I know.

Mr. BENTLEY. It was July 6, 1906.

Mr. BONNET. Yes, sir; that was one of them that I took up at the Rio Grande Hotel.

Mr. BENTLEY. Do you recall anything about his wanting the money brought there to the room where he was to get his check.

Mr. BONNET. Yes, sir; it rained. I was there quite a while that afternoon. I remember that he wanted the money brought because he said somebody was watching him down on the corner to catch him, or something of that kind.

Mr. BENTLEY. Do you recall who he apprehended was waiting for him?

Mr. BONNET. He said Grimes was waiting to catch him and he was afraid to go down to the bank and get the money, and you sent some one in a hack. I came up from the bank in a hack and you said to bring up the money and take the acknowledgment, and then you had to send back to get some more money; he wanted some more that afternoon.

Mr. BENTLEY. Could you identify that check as having been paid by your own bank and the amount of it?

Mr. BONNET. Yes, sir; but I do not remember of its being paid by me. I did not pay the check. This was for 750 Mexican dollars. But you drew some more money; you drew two checks. I remember you had to send back to get some more money that day.

Mr. BENTLEY. There were several deeds taken.

Mr. BONNET. I remember you sent back the second time for money.

Mr. BENTLEY. I would like to have you state to the committee whether there were not very heavy drafts on my account at that time; numerous deeds were taken, as shown by your records and the bank accounts.

Mr. BONNET. Yes, sir; I remember that you borrowed some money that day; you said you would have to overdraw, and that was the reason you hesitated a while about giving one of the Indians all the money he wanted.

Mr. BENTLEY. Finally Mrs. Bentley, I believe, gave you her personal note for \$5,000—I believe she did.

Mr. BONNET. I do not remember that; I know we loaned you some money. I told you to draw; that it would be all right, and the money came up from the bank; one-legged George was there at the time. He and Mr. Grimes had had some squabble there.

Mr. BENTLEY. You understood that Grimes tried to break into the hotel?

Mr. BONNET. George got his crutch after him; it was a question of whether it was a hotel or private property, but George took his crutch after him.

Senator CURTIS. That was Grimes?

Mr. BONNET. Yes, sir; and George Worcester.

The CHAIRMAN. Was he a white man?

Mr. BONNET. Yes, sir.

Mr. BENTLEY. Do you recall the names that the Kickapoos generally used when speaking of the Grimes party?

Mr. BONNET. Those that spoke Spanish called them coyotes—that is, wolves.

Mr. BENTLEY. Do you recall that the Indians who were hiding in the hotel to escape Grimes said that they were hiding from the coyotes?

Mr. BONNET. Yes, sir; the fellow that signed the deed said he was afraid to go down to the bank on account of the coyotes.

Senator CURTIS. Why did this fellow use his crutches to keep Mr. Grimes out?

Mr. BONNET. Why the squabble started——

Senator CURTIS. What was the squabble for—to get the Indian?

Mr. BONNET. Grimes wanted to get in there to get the Indian; he said he was going in to get an Indian.

Senator CURTIS. One of the Kickapoos?

Mr. BONNET. Yes, sir.

Senator CURTIS. To get deeds from him?

Mr. BONNET. I do not know; he was going to get the Indian. George said he should not, and there was something said about its being a public house, and George said he did not care whether it was or not, he was not going to come in.

Senator CURTIS. These men were not looking after Indians who did not have any land, were they?

Mr. BONNET. Not that I know of.

Senator CURTIS. But you know that as a matter of fact, do you not?

Mr. BONNET. Yes, sir; it was a matter of common report that they were after the Indians who had land.

Senator CURTIS. And the Indians who did not have any land they did not pay any attention to?

Mr. BONNET. No, sir; and after the Indian had sold his land he was no good.

Senator CURTIS. But before he was all right?

Mr. BONNET. Yes, sir.

Mr. BENTLEY. I will ask you to state if you recall that the Indians that were at the Rio Grande Hotel that day had been permitted to come out with the Grimes party, and after they arrived here they clung to Mrs. Bentley and followed her to the hotel.

Mr. BONNET. She brought them to the hotel, and that was what the row was about. When Grimes came there he claimed that he had brought this Indian there, and that he was their Indian, and that he had gone over to the hotel, and he was going to get him whether or not.

Senator CURTIS. Brought him from where?

Mr. BONNET. From over in Mexico.

The CHAIRMAN. He brought him over here?

Mr. BONNET. Yes, sir; Mrs. Bentley got him at the train.

Mr. BENTLEY. What was your understanding as to whether or not the Grimes party were at liberty to bring Indians, and no one else was permitted to bring them here except the Grimes people?

Mr. BONNET. That I simply know from hearsay or street talk. I heard at Muzquiz that Grimes could bring out Indians and no one else could.

Mr. BENTLEY. You were at Muzquiz, I believe, during the time I was there?

Mr. BONNET. Yes, sir.

Mr. BENTLEY. Please state to the committee where you found me and what my surroundings were?

Mr. BONNET. Mrs. Bentley wanted to go out to see Mr. Bentley; she heard that he was arrested and in jail, and we went out there and drove up from the station. Mrs. Bentley and I, and we got to the court-house or jail—they are all there together—and stopped, and two or three policemen were there, and as Mrs. Bentley started in a fellow came up and spoke to him and she ran right in between them; somebody said Mr. Bentley was upstairs and she ran right through them and went to where he was. I asked the man if I could go in and see Mr. Bentley, and he said yes. I said I would go down for dinner first, that perhaps Mrs. Bentley wished to discuss some matters, so I went back to dinner and came back again, and the policeman there on guard said I could not see him, and then some fellow offered to get me an order, and after an hour or two they permitted me to go in and see Mr. Bentley.

Senator CURTIS. That was while he was in jail?

Mr. BONNET. Yes, sir; I suppose it was a jail. He was upstairs. They did not have any doors to the place; they were repairing it. You go up a ladder, and if the ladder is taken away you could not get back again, or up or down.

Mr. BENTLEY. Do you recall whether there were any grates to the room I was in?

Mr. BONNET. I do not remember that; I remember they way they would lock you up was that they would take the ladder down.

Mr. BENTLEY. I would like to have you give the committee any observations that you made there that you think would be of interest—as to drunkenness among the Indians that day; if you saw Mr. Outcalt there, and state where you saw him, and the condition he was in and who he associated with.

Mr. BONNET. I do not know that I had ever seen Mr. Outcalt before, and I do not know that I would know him if I should see him now; but on my way down to dinner there was quite a noise in a saloon just at the corner, and I stopped and asked what it was; I asked a man who was with me to show me the way to the hotel. I said, "What is all that noise?" He said, "That is the United States Government man in there." He said, "He and some Indians are drunk." There were a number of people in there and they were noisy. I do not know, of course, who they were; all I know is from this man's statement. I went down to the hotel and had dinner, and then we came back and saw Mr. Bentley.

The CHAIRMAN. You did not go into the saloon?



Mr. BONNET. No, sir.

Mr. BENTLEY. You looked in, did you not?

Mr. BONNET. Yes, sir.

Mr. BENTLEY. Did you see any Indians in there?

Mr. BONNET. Yes, sir; there was an Indian or two and several Mexicans and one American.

Mr. BENTLEY. State if you know anything about an attorney's fee that I had to pay to an attorney who defended me to settle through your bank?

Mr. BONNET. Yes, sir; Costellanos recommended some one. I met him at dinner and he recommended a lawyer, and he telegraphed to this lawyer who put in a bill for \$1,200 for defending Mr. Bentley and getting him out. I think we compromised it—Mr. Douglass did—who was representing Mr. Bentley, for \$800 or \$900—something like that.

Mr. BENTLEY. Can you not recollect distinctly the amount, including expenses of Mr. Douglass, for this settlement?

Mr. BONNET. No, sir; you authorized Mr. Douglass to make a settlement, and Mr. Douglass drew \$1,000 at one time to go down and settle with this man. I do not know whether he used it all or not. I am under the impression that it was \$800 or \$900. He turned back some and charged the rest for his service.

Mr. BENTLEY. You speak the Mexican language, I believe?

Mr. BONNET. Yes, sir.

Mr. BENTLEY. Did you have any conversation with the Mexican people as to what was going on—did you hear any general discussion about it around the town at Muzquiz?

Mr. BONNET. About what?

Mr. BENTLEY. About my imprisonment and what the United States was doing there.

Mr. BONNET. All I heard was that the United States authorities were down there getting deeds for this land from the Indians, and I also heard that Mr. Thackery was there to pay the Indians some money. That I heard from one Indian, Noten, or Jeff Davis, as he is called. He stated to me that Mr. Thackery would only pay them the Government money on condition that they sign their deeds, and he would not take his money.

The CHAIRMAN. Who was that?

Mr. BONNET. That was Noten, known as Jeff Davis.

Mr. BENTLEY. Do you recall any of the Indians stating to you that Mr. Outcalt had told them that they must sell their lands to Mr. Grimes or the Grimes party?

Mr. BONNET. I do not remember that; I do not remember specifically. Frankly, I was rather scared before we got over to Muzquiz, and I got out.

The CHAIRMAN. Were you afraid of getting in jail?

Mr. BONNET. Yes, sir; I was. I was afraid they would take that ladder down when I got up there.

Mr. BENTLEY. Did you have any personal interest in the Indians or in the land they owned, or in any way whatever other than coming over there to see what I wanted?

Mr. BONNET. No, sir; I had no interest in it.

Mr. BENTLEY. And to accompany Mrs. Bentley?

Mr. BONNET. Yes, sir; and I would not have gone except that Mrs. Bentley did not want to go alone. In going from here there you had to stop one night at Esperanzas, which is a mining town, and she was a little worried about going alone and asked me if I would not go with her. Mr. Bentley had telegraphed me that he did not want her to come, I believe, and when she heard that he was under arrest or in jail she insisted on going, and I went down with her and left her there.

Mr. BENTLEY. Who paid your expenses over there and back?

Mr. BONNET. I charged them to you.

Mr. BENTLEY. Do you recall whether Mrs. Bentley had the children with her or not?

Mr. BONNET. Norman, I think, was there, although I am not sure.

Senator CURTIS. Was Guajardo in Muzquiz on the day you were there?

Mr. BONNET. No, sir; when I came back the man at the jail door told me that Guajardo had issued orders to allow no one in there. I asked him where Mr. Guajardo was, and he said he had issued orders and left town. That seemed to be the chief of the police there—there were several of them. Another man there volunteered to see Guajardo's brother and get me a permit. He went off and a half an hour or so came back and reported, and they permitted me to go in there.

Mr. BENTLEY. I will ask you to state to the committee if you know of my having any partners, or what your understanding has been as to my status in connection with the affairs of these Indians.

Mr. BONNET. I do not know that you have any partner, or what are generally known as partners. You have been acting for the Indians here as their representative in different ways.

Mr. BENTLEY. I will ask you to state if there has been any transaction by check or otherwise that has come to your notice, through your bank, that would lead you to believe that John A. Bonnet was in any way interested in the affairs of the Kickapoo Indians other than in his official capacity.

Mr. BONNET. Not that I know of.

Mr. BENTLEY. That is all I care to ask.

The CHAIRMAN. Has anybody in your bank any interest in these transactions?

Mr. BONNET. None whatever.

The CHAIRMAN. Could they have without your knowledge?

Mr. BONNET. No, sir.

The CHAIRMAN. You know, I suppose, that you have been charged—that is, the bank—with being interested with Mr. Bentley?

Mr. BONNET. Yes, sir; I heard that.

The CHAIRMAN. And you say there is nothing of that kind.

Mr. BONNET. Absolutely no. No one in the bank has any interest in the matter any more than once in a while two of its notaries would take acknowledgments, and we would get 50 cents to \$1.50 out of that; that was the only interest.

The CHAIRMAN. Beyond that there is no interest on the part of the bank or anybody connected with it?

Mr. BONNET. No, sir.

Mr. CRESSON. I have just a few questions. Going back to the mortgages, as I understand your testimony, the mortgages given by Ives

and wife and Bentley and wife on these Indian lands in Oklahoma were to secure debts due and to become due by Bentley on his personal account?

Mr. BONNET. Yes, sir.

Mr. CRESSON. And that that loan was one, though made by you, in which you had no interest, and was one owned by the bank.

Mr. BONNET. What loan is that?

Mr. CRESSON. Those two mortgages.

Mr. BONNET. They were made to me to secure the bank.

Mr. CRESSON. And you personally were not interested?

Mr. BONNET. No, sir. Just one correction. I think you said Ives and wife. I do not believe Mrs. Ives signed that.

Mr. CRESSON. Well, Ives and those mortgages of Bentley and wife.

Mr. BONNET. Ida B. Bentley and M. J. Bentley, it reads.

Mr. CRESSON. It was made to you as trustee?

Mr. BONNET. Yes, sir; that is all.

Mr. EMBRY. These Indians transacted business at your bank; that is, they frequently received money there which was paid to them?

Mr. BONNET. Yes, sir.

Mr. EMBRY. At times they would borrow money from your bank and repay it at the times of payments?

Mr. BONNET. Yes, sir.

Mr. EMBRY. The great body of those Kickapoos—what is the state of their intelligence; are they people who know how to count money and value money and how to spend it?

Mr. BONNET. They all seem to know how to count it, and they all seem to know that they get two Mexican dollars for one American dollar, and they know how to spend it; some of them seem to get rid of a whole lot of it.

Mr. EMBRY. Do they spend it judiciously or recklessly?

Mr. BONNET. It strikes me that they spend it recklessly, judging from the amount that some of them go through with in a very short time.

Mr. EMBRY. Give some instances that would illustrate the degree of recklessness with which they handle their money.

Mr. BONNET. I do not know where they spend it. I remember paying Emma Garland \$2,000 one day—I do not know her Indian name—but I remember paying her something like \$2,000, and I tried to explain to her, or talk to her, about keeping some money in the bank. She was going to Mexico, and she wanted the money, and it was not more than three or at the outside four months afterwards when she came back there flat broke and tried to borrow money from me to go to Oklahoma with.

Mr. EMBRY. Can you recall an instance that would illustrate their lack for handling money?

Mr. BONNET. I should think that a woman who could go through \$2,000 in three months would be a fair illustration.

Mr. EMBRY. Is your general recollection of the conduct of those Indians such as to lead you to believe that they do not know how to handle money?

Mr. BONNET. Some of them; yes.

Mr. EMBRY. Can you name any of them?

Mr. BONNET. I do not remember.

Mr. EMBRY. Are there very many of them?

Mr. BONNET. No, sir; old Okemah seems to know how to hold it very well.

Mr. EMBRY. Do any of the others?

Mr. BONNET. I do not know that any of them do.

Mr. EMBRY. Now, with reference to this controversy up at the Rio Grande Hotel, you say that Grimes was trying to get a deed from that Indian?

Mr. BONNET. I judge that; that was the general talk there.

Mr. EMBRY. You had seen Grimes and Chapman and those fellows here in Eagle Pass frequently, had you?

Mr. BONNET. Yes, sir.

Mr. EMBRY. You had seen them rounding up Indians in the town very frequently?

Mr. BONNET. I have never seen them rounding them up, but passing up and down the street with them.

Mr. EMBRY. Did you have information that they were getting deeds from the Indians when they could get them here?

Mr. BONNET. Yes, sir.

Mr. EMBRY. And that was the purpose that morning at the Rio Grande?

Mr. BONNET. Yes, sir; to get deeds.

Mr. EMBRY. What was the name of this Indian over whom the controversy arose at the Rio Grande?

Mr. BONNET. I do not know; it was one of the very few who signed his name to a deed.

Mr. EMBRY. How much money did Mr. Bentley send him?

Mr. BONNET. The check there shows 750 Mexican dollars, but Mr. Bentley sent down for money several times that day—twice that day.

Mr. EMBRY. Did you take the acknowledgment to that Indian's deed?

Mr. BONNET. Yes, sir.

Mr. EMBRY. To whom was it made?

Mr. BONNET. That was made to W. W. Ives, of Shawnee, Okla.

Mr. EMBRY. Do you know the consideration?

Mr. BONNET. No, sir; this record does not show.

Mr. EMBRY. What was the name of the Indian?

Mr. BONNET. Wah-theck-ko-na-hah; it is the E.  $\frac{1}{2}$  NE.  $\frac{1}{4}$  sec. 23, T. 12 N., R. 1 E. of Indian meridian, containing 80 acres, Kickapoo allotment No. 67.

Mr. EMBRY. Now, is it not a fact that during those entire proceedings down here, at the time when deeds were secured from those Indians, that they were rushed and pulled and pushed and agitated to such an extent that they were wholly unable to know what they were doing, or to transact their business in that connection; was not that your observation?

Mr. BONNET. They were rushed and pulled and harrassed, as you say, but I believe they all knew what they were doing when they signed; that is, those that I saw sign.

Mr. EMBRY. Do you believe they had time for reflection or to consider propositions made to them, and to know anything about the wisdom or lack of wisdom with respect to making those deeds or transacting any of this business?

Mr. BONNET. I do not know that it would have done any good for them to have considered. They did not seem to have much idea of money values, some of them.

Mr. EMBRY. You do not believe them competent to consider such things?

Mr. BONNET. Some of them I do not believe are. Some of them have very little idea of the value of money.

Mr. EMBRY. Do you regard the greater number as incompetent in that respect?

Mr. BONNET. I would have to call them all, because I do not know.

Mr. EMBRY. Well, the greater number?

Mr. BONNET. I do not know much about the greater number of them.

Mr. BENTLEY. You have testified in relation to an Indian woman named Emma Garland, who drew some \$2,000 at your bank. Do you recall whether she was an educated Kickapoo or not?

Mr. BONNET. Yes, sir; she could read and write English.

Mr. BENTLEY. From what you observed of her and other educated Kickapoos, who spoke and could read and write, do you consider the educated element any better qualified to handle money than the old, full-blood, nonschool element?

Mr. BONNET. No, sir; I would hardly say that, because some of the old fellows who can not read and write seem to be better business men than some of the educated ones.

Mr. EMBRY. Now, Mr. Bonnet, please describe, particularly, how they had Mr. Bentley detained, or in jail, or imprisoned at Muzquiz at the time of your visit.

Mr. BONNET. Well, as I stated, we drove up to the court-house, or the jail—it is all in one—and there were perhaps three or four policemen standing at the door. The door was open going into the yard, and Mrs. Bentley, as I say, ran through them. One of them raised up his hands to speak to me and said he had orders from Mr. Guajardo to permit me to discuss anything we wanted with Mr. Bentley. Mrs. Bentley did not wait to see, but just ran through, and went up to Mr. Bentley, I suppose. That was when I saw Mr. Outcalt, on my way to dinner. When I came back to the place the man stopped me. I said, "I want to go up to see Mr. Bentley." He said, "Yes, but Mr. Guajardo has since issued orders not to allow anyone in there." I asked him where Mr. Guajardo was, and he said he had left town. I asked him if I could get a permit some way, and some one there—some Mexican, I do not remember who—volunteered to get me a permit. He told me he would go and see Guajardo's brother, and after awhile he came back and reported to the man who seemed to be chief of the police, standing there, and the man said "All right, just walk in, you will find him upstairs." Upstairs was up a ladder—they were doing some repair work there—it was upstairs, and Mr. Bentley was up there.

Mr. EMBRY. What building was that?

Mr. BONNET. The city hall and jail all together.

Mr. EMBRY. What room was Mr. Bentley in?

Mr. BONNET. He was upstairs, just over what you would call the office, where the policemen were—just over that.

Mr. EMBRY. Do you know where his room was with reference to where the city officers had their offices, where the city court convenes?

Mr. BONNET. There was one on the same floor about two or three rooms beyond. I do not know much about the building. That was the only time I was ever in it.

Mr. EMBRY. Then Mr. Bentley was in a room on the same floor with the office of one of the city officers?

Mr. BONNET. Yes, sir.

Mr. EMBRY. Do you know which city officer it was?

Mr. BONNET. No, sir; I have no idea.

Mr. EMBRY. Did you have a conversation with Mr. Bentley at that time?

Mr. BONNET. Yes, sir.

Mr. EMBRY. Was he not able to go with you from that place?

Mr. BONNET. No, sir.

Mr. EMBRY. Did he not so express himself at that time?

Mr. BONNET. No, sir.

Mr. EMBRY. Did he tell you why he was detained at that time?

Mr. BONNET. No, sir; he said he wanted to get out and find out. He wanted me to get him a lawyer to take some steps to get him out.

Mr. EMBRY. Do you understand what the procedure was there for arrest, imprisonment, and detention?

Mr. BONNET. No, sir.

Mr. EMBRY. How long were you there with him?

Mr. BONNET. Perhaps half an hour or an hour, and perhaps longer.

Mr. EMBRY. You say you passed up the street and heard a noise in the saloon. Did you see Mr. Outcalt in the saloon?

Mr. BONNET. I saw an American there and was told that it was Mr. Outcalt. I do not believe that I would know him if I should see him; I had never seen him before, and I do not remember of having seen him since.

Mr. EMBRY. You did not recognize him as being Mr. Outcalt, of your own knowledge?

Mr. BONNET. No, sir; it was only that I was told that it was he. The man said, "It is the United States district attorney, Outcalt," that is the way he expressed it.

Mr. EMBRY. Do you know who the man was who told you that?

Mr. BONNET. Yes, sir; it was Mr. Castiannos.

Mr. EMBRY. What is his entire name?

Mr. BONNET. I do not know his first name; I know him as Castiannos.

Mr. EMBRY. Where does he live?

Mr. BONNET. Somewhere in Mexico; he is a Cuban. He was at Muzquiz at the time. He is the man who sent and got the lawyer.

Mr. BENTLEY. I do not recollect his given name.

Mr. EMBRY. Do you know where he might be found or located?

Mr. BONNET. I do not know. He was afterwards or before that a newspaper man at one time in Monterey.

Mr. EMBRY. How long had you known Mr. Castiannos prior to that time?

Mr. BONNET. I had met him eight or ten years before in Monterey.

Mr. EMBRY. You say there were Indians in there, the same time, drinking?

Mr. BONNET. They were in there standing up; I do not remember seeing them drink. They were noisy.

Mr. EMBRY. Did you observe anyone intoxicated?

Mr. BONNET. They acted like it if they were not.

Mr. EMBRY. What saloon was this?

Mr. BONNET. I do not know the name, but it is a saloon between the city and jail and the place we went to eat.

Mr. WELLER. It is the Fuentes; that is the name of the owner of the saloon.

Mr. EMBRY. You stated that you heard it talked there that the United States authorities were down there getting deeds. Who did you hear say that?

Mr. BONNET. This young man, E. P. Earney. I heard Noten say that Mr. Thackery would not pay the money unless they signed deeds. Johnny Mine talked something about it; I do not remember any others. There was quite a crowd out on the plaza at different times.

Mr. EMBRY. Earney, Johnny Mine, and Noten said that Mr. Thackery would not give them checks—

Mr. BONNET. Yes, sir; unless they signed deeds.

Mr. EMBRY. Noten is an Indian, is he?

Mr. BONNET. Yes, sir.

Mr. EMBRY. And Johnny Mine was Mr. Bentley's interpreter, was he?

Mr. BONNET. Yes, sir.

Mr. EMBRY. And Mr. Earney was one of Mr. Bentley's associates.

Mr. BONNET. He was down there at the time, I believe he was employed by Mr. Bentley after that; I do not know whether he was at that time or not; probably he was.

Mr. EMBRY. Was the same kind of agitation going on down there among those Indians at the time they were securing those deeds that you have described as occurring at times in Eagle Pass?

Mr. BONNET. I was not there long enough to see. We did not get in until about noon, and I went to the hotel and had dinner, and the train left about 4 or between 4 and 5 o'clock that evening, so I was only there a couple of hours, and the greater part of that time I spent either in eating or with Mr. Bentley, so I did not get out much; in fact, I went nowhere except from the hotel back to the jail and out on the plaza.

Mr. EMBRY. Are you now prepared to say whether the account of Mah-mah-che-tha-quah, resulting from the payment of these Government warrants that we have been discussing, or checks, has been checked out by that Indian? Please examine this writing [exhibiting paper].

Mr. BONNET. I do not know; I do not believe our bank ever paid this, because it is not stamped.

Mr. EMBRY. Please take a note of that Indian and see what the state of his account is with your bank if you can readily do it.

Mr. BONNET. If this Indian has an account with the bank I had it up here yesterday.

Mr. EMBRY. Please look and see.

The witness was thereupon excused.

PEDRO Z. CORTES, having been first duly sworn, and his interpreter, JOHN C. WELLER, having been similarly sworn, testified as follows:

Senator CURTIS. What is your full name?

Mr. CORTES. Pedro Z. Cortes.

Senator CURTIS. Where do you live?

Mr. CORTES. In Muzquiz.

Senator CURTIS. How long have you lived there?

Mr. CURTIS. Twenty-one years.

Senator CURTIS. What is your business?

Mr. CORTES. Engineer.

Senator CURTIS. Do you know Father Andreas?

Mr. CORTES. Yes, sir.

Senator CURTIS. How long have you known him?

Mr. CORTES. All the time I have lived in Muzquiz. I was raised by Father Andreas.

Senator CURTIS. Father Andreas's home is your home?

Mr. CORTES. Actually; I am married.

Senator CURTIS. Who to?

Mr. CORTES. I am married to Adele Elizondo.

Senator CURTIS. Do you know the members of the Kicking Kickapoo band of Indians who have been in Mexico during the last few years, who went there from Oklahoma?

Mr. CORTES. I know the greater part of them.

Senator CURTIS. Do you know Mr. M. J. Bentley, who is sitting here.

Mr. CORTES. Yes, sir.

Senator CURTIS. How long have you known Mr. Bentley?

Mr. CORTES. I have known him more less all the time the Indians have been in Muzquiz.

Senator CURTIS. Do you know of your own knowledge of Mr. Bentley having consulted with Father Andreas about buying land for certain Kickapoo Indians in Mexico?

Mr. CORTES. Mr. Bentley has always been speaking to Father Andreas about the project of buying lands for the Indians.

Senator CURTIS. Please state what land and what you know about it?

Mr. CORTES. I do not know that Mr. Bentley has bought more than the land called San Francisco.

Senator CURTIS. Please state to the committee what you know about that ranch, whether or not it is a good ranch, and about what it is worth per acre.

Mr. CORTES. The ranch of San Francisco is one of the best ranches in Mexico as a farming ranch; it also has advantages for cultivation. In addition it has underlying veins of coal—it is coal land.

Senator CURTIS. Do you know a man by the name of George Outcalt, who was in Muzquiz last May, June, and July representing the United States Government in some investigation?

Mr. CORTES. I knew Mr. Outcalt as some official; I did not know whether he was a district judge or not.

Senator CURTIS. Please state to the committee what his conduct was while he was in Mexico, and what he was claiming to be there for.

Mr. CORTES. I did not know his business nor why he was there; I know his name, but I do not know his business, as there were many there.

Senator CURTIS. Well, if you do not know Outcalt say so.

Mr. CORTES. I do not—by name.



Senator CURTIS. Please state if you know of some Americans being there and trying to get deeds from the Indians.

Mr. CORTES. They said that in Muzquiz.

Senator CURTIS. How many of them were there?

Mr. CORTES. Three together; I do not know where the others were; I have seen several different parties there, some at one time and some at another.

Senator CURTIS. Do you refer to parties other than Mr. Bentley's?

Mr. CORTES. Yes, sir.

Senator CURTIS. What was their conduct toward the Indians and how did they treat them?

Mr. CORTES. In respect to their conduct toward the Indians in the camp I do not know. In Muzquiz it was nothing more than I have seen them give them money in the saloons called "cantinas."

Senator CURTIS. Were the Indians drunk?

Mr. CORTES. Always.

Senator CURTIS. Were the white men drunk—were they drinking with them?

Mr. CORTES. No.

Senator CURTIS. State what you know about the Indians having been put in jail.

Mr. CORTES. There have been many. With regard to the Indians who were in jail at the time Mr. Bentley was there. I know that they were the best Indians among the tribe—Wahpahchequa, Okemah, and Pakotah. I do not remember the others.

Senator CURTIS. Were the Indians you have named in the habit of getting drunk?

Mr. CORTES. No, sir.

Senator CURTIS. Then there were some of the Indians who were not drunk?

Mr. CORTES. There were some.

Senator CURTIS. Do you know anything about the Indians being taken up to Guajardo's house to make deeds to their lands?

Mr. CORTES. No, sir.

Senator CURTIS. You know nothing about that?

Mr. CORTES. No, sir.

Senator CURTIS. How did Father Andreas and yourself and others, who took interest in the Indians there, regard the treatment by those white men of those Indians?

Mr. CORTES. We could not see, but all the public opinion was that those individuals—that they gave them money and probably with the object of completing the business which they had with them. That was the general opinion of the people.

Senator CURTIS. What information did they have with reference to their getting them drunk or abusing them?

Mr. CORTES. As I said before, it was with the object, I suppose, of completing or filling out their business with them.

Senator CURTIS. That is, securing deeds?

Mr. CORTES. Probably so; I do not know.

Senator CURTIS. Were those the men that were with Mr. Conine?

Mr. CORTES. A part of them, I think.

Senator CURTIS. Would you recognize the names if I should call them off?

Mr. CORTES. I do not remember them by name.

Senator CURTIS. Do you remember a Mr. Grimes?

Mr. CORTES. I do not know the individuals, but I know them all by sight.

Senator CURTIS. State generally how Mr. Bentley, if you know, treated those Indians, both in town and at the camp.

Mr. CORTES. All that I know about Mr. Bentley is that he has always looked out to see that the Indians would live well, and always treated them well, as far as I have seen.

Senator CURTIS. Do you know anything about Mr. Bentley having been put in jail there?

Mr. CORTES. I have seen Mr. Bentley in the presidencia municipal.

Senator CURTIS. What is that?

Mr. CORTES. It is the same as this court-house, and it also includes the office of the jefe politico and other officers.

Senator CURTIS. Does it include the jail?

Mr. CORTES. Yes, sir; the jail is there.

Senator CURTIS. Is the jail in the same building with the other offices?

Mr. CORTES. Yes, sir; it is in the same house.

Senator CURTIS. On which floor is the jail?

Mr. CORTES. This is the public jail [indicating by drawing]; there are four rooms. That [indicating] is the office of the presidencia.

Senator CURTIS. In which room did you see Mr. Bentley?

Mr. CORTES. In this room [indicating].

Senator CURTIS. You saw Mr. Bentley, then, in the room of the presidencia—in the court room proper?

Mr. CORTES. Yes, sir.

Senator CURTIS. Was that when Mr. Bentley was being tried?

Mr. CORTES. I do not know what condition he was in, but they said that there he was kept as a prisoner or held as a prisoner.

Mr. EMBRY. Did you understand that Mr. Bentley was being held as a prisoner in the court room of the presidencia, the office of the judge?

Mr. CORTES. Yes, sir; that is what they said.

There being no further questions, the witness was excused, and the subcommittee thereupon took a recess until 1.30 p. m.

#### AFTER RECESS.

E. H. SCHMIDT recalled for further examination:

Mr. CRESSON. Mr. Schmidt, I believe you are the cashier of the First National Bank here?

Mr. SCHMIDT. Yes, sir.

Mr. CRESSON. Do you remember having paid to some woman who claimed or alleged herself to be Kee-ah-tho-com-ok-quah?

Mr. SCHMIDT. Yes, sir.

Mr. CRESSON. Do you remember having paid her the sum of \$235 on introduction of testimony of Mack Johnson, George Kishketon, and Tony Alexander that that was the woman?

Mr. SCHMIDT. Yes, sir; upon their identification.

Mr. CRESSON. I mean upon their identification, the sum of \$235.

Mr. SCHMIDT. Yes, sir.

Mr. CRESSON. Was that a Government check that she had?

Mr. SCHMIDT. No, sir; that was her own personal check against her deposit on the books.

Mr. CRESSON. Do you remember a woman named Ma-squah-tho being shown you by Mr. Bentley?

Mr. SCHMIDT. I remember an Indian woman that Mr. Bentley brought in there and his stating that that was her name.

Mr. CRESSON. Do you know whether or not she was the woman to whom you paid the \$235?

Mr. SCHMIDT. In my opinion I do not think it was.

Mr. CRESSON. Do you know the mother of that girl?

Mr. SCHMIDT. No, sir.

Mr. CRESSON. An old woman purporting to be Mas-qua-tho?

Mr. SCHMIDT. Oh, yes, sir.

Mr. CRESSON. I wish you would please tell the committee about the mother of that girl coming to you, and where she said the girl was, and what happened with relation to Mr. Bentley and that girl and the mother.

Mr. SCHMIDT. To make the matter clear to the committee—

The CHAIRMAN. It seems to me it would be better if you would produce that girl.

Mr. CRESSON. That woman was one of the Indians who was subpoenaed from Muzquiz, and that was why I did not bring it out at that time; she was one of the women that was to come up from Muzquiz.

Senator CURTIS. We expect her here to-morrow.

Mr. CRESSON. I did not know that she was coming. I have her affidavit duly sworn to before a notary public.

The CHAIRMAN. We must dispose of this matter on the facts, and not what somebody has said about it.

Mr. CRESSON. I can prove it by the notary. I would like to have him testify as to what occurred in that matter. I think Mr. Schmidt's testimony will be directly on the subject of Mr. Bentley's conduct with this girl. Please proceed, Mr. Schmidt, and state it as briefly as possible.

Mr. SCHMIDT. I will say that some time after we had paid this money to that woman who came in there, and who was identified by Mack Johnson, Kishketon, and Tony Alexander, that Mr. Bentley came in and spoke to me and stated that they had brought a Nacimiento Indian woman to impersonate this woman there by this name, who had drawn the \$235. I told Mr. Bentley that if that was the case I was going to go after the people who had imposed on me that way. I let it be known immediately to Mr. Alexander, and got after him the first opportunity that I had to see him, and also Mr. Grimes. I told them that if that was the kind of business they were going to do I wanted them to strictly understand that I was going to prosecute them; that if they brought in a Nacimiento Indian woman there to impersonate somebody else and draw out the money on those pretexts, I was going to go after them. They contended that they had brought the right woman; that there was no mistake about it. Mr. Bentley, I think, at an early conference asked me if I thought I could identify this woman. I told him I thought I could, but I was not sure, because a whole lot of these people looked very much alike; and Mr. Bentley, later on, brought this woman,

Mas-qua-tho, in there and asked me if that was not the woman I had paid the money, and I told him I could not swear to it, but I thought it was not, and after that she appeared before the grand jury. Later on I was walking down the street when I met Mr. Grimes in a hack; he had an Indian woman with him. He called me and said, "I wish you would talk to this Indian woman; she is looking for her daughter." I said, "Who is it?" He said, "She is the mother of that Mas-qua-tho—I believe that is the name." I said, "Does she talk Spanish?" He said, "Yes." I said, "Are you looking for your daughter?" She said she was, and I said, "Do you want to see her?" She said, "Yes," and I said, "Probably you can find her in a camp over here in a yard back of the Globe saloon." I said to Grimes, "Drive around there and see." He drove around there and met me on the corner, and said, "She is not there." I said, "Go over to the court-house; probably you will find her there," and I said, "If the Indian has any trouble in getting to see her, send for me." So Mr. Grimes came.

Senator CURTIS. What Grimes was that—L. C.?

Mr. SCHMIDT. It was the elder one.

Mr. CRESSON. The hunchback?

Mr. SCHMIDT. It was the elder one. He telephoned to me and I went up to the court-house and found that this Indian woman was in Mr. King's office upstairs. I called Mr. King out and asked him if the mother of that girl could see her daughter, and he said "Yes." I asked him if there was any proceedings going on in the court and he said, "No," and Mr. Grimes brought the Indian woman up and I walked into the office. I think Kishketon was there, and I said to him: "Kishketon, I wish you would tell that Indian woman in there that if she wants to talk to her daughter to come in here and talk to her; she can talk to her privately here where no one is around." I told George Kishketon there to tell this Indian woman, this girl, that if she wanted to stay with Mr. Bentley, as far as I was concerned, she could do so, but she had appealed to me about wanting to see her daughter and I was going to assist her to that extent if I could, or if she wanted to go with her mother she could do so. So the telephone rang and I came on downstairs, and the next thing I saw them coming down the stairs; I did not see them any more until the following morning. Mr. Grimes drove up to the bank in a hack and said, "That woman states that that girl had never been to Eagle Pass." I said, "Well, Mr. Grimes, I do not want to have anything more to do with this matter; I do not want to be mixed up in fights between you and Mr. Bentley." I said, "Go on up and see the judge and if you think best let the woman state the facts there and make an affidavit, if necessary. I think they both, the mother and girl, came up to Judge Myers's office.

Mr. CRESSON. Did the girl or her mother make any statement to you about Mr. Bentley detaining her?

Mr. SCHMIDT. No, sir; they did not make any statement to me. I did not talk with them at all. Mr. Grimes later on came down with these two affidavits and showed them to me. I forget what he said to me, but I said to him, "Well, Mr. Grimes, I am going to keep these documents in my possession." I said, "This woman here contended at one time that she was in the bank and got the money and now she swears to the contrary. Out of protection to the bank I want to keep

these affidavits in my possession," and I held them up from that day on.

Mr. CRESSON. Were you present in your bank one day at the time when one faction had some Indians inside and another faction was outside trying to get them out and there was a row; do you remember that incident? Tell it as briefly as you can, if you remember it.

Mr. SCHMIDT. I remember that on one occasion I was out and I noticed a crowd around the bank, and when I got down there Mr. Chapman and a few others—

Senator CURTIS. Please give their names.

Mr. SCHMIDT. Mr. Chapman, I remember him distinctly, but I do not know if any of the other boys were with them. They had two or three Indians. When I got there Pedro Rosales was up against the door, and I noticed that everybody was excited; Chapman was walking the floor, and I noticed three or four Indians.

Mr. CRESSON. Chapman was inside?

Mr. SCHMIDT. Yes, sir.

Mr. CRESSON. Were Mr. Bentley's people outside with this constable that you noticed?

Mr. SCHMIDT. No, sir; this constable was there in the bank, inside the building, and when I walked in there I said, "What is the matter here?" Chapman was so excited that he did not know what was the matter, and all I could ascertain was that that fellow was trying to get inside the bank and get one of the Indians, so he said. I said to this constable, "What are you doing here; have you a warrant for anybody's arrest?" He said, "No;" and I threw his coat back and saw that he had on a forty-five. It made me mad to think that he would come in there with a forty-five, and I grabbed him by the shoulder and threw him out the door—I shoved him out and said, "Don't you come in here any more with a gun on unless you have a warrant for somebody's arrest." I think Johnny Mine was standing to one side, and when I saw him I hit at him and he walked out, and I walked up to the other door and there was a fellow by the name of Delsano; I think he said he was a detective; anyhow he had a badge and gun on, and I asked him if he was there with a warrant for anybody's arrest; he replied that he was not, and I said, "You get out of here; I do not want anybody killed here." It made me mad because Chapman came in there once with a gun and I told him to get out of there that I did not want anybody killed there.

Mr. CRESSON. What became of the Indians that you had in the bank?

Mr. SCHMIDT. I do not remember; as soon as the thing cleared up I told them to get out.

Mr. CRESSON. What was the object of these people outside trying to get at these Indians, if you know?

Mr. SCHMIDT. I do not know. I could not say.

Mr. CRESSON. You just know that Chapman had them inside and the people outside were trying to get at them.

Mr. SCHMIDT. Yes, sir. All I can state is what Chapman told me.

The CHAIRMAN. Who were outside, if you know?

Mr. SCHMIDT. I did not see them.

The CHAIRMAN. You said Johnny Mine was out there?

Mr. SCHMIDT. No, sir; I said he was in the bank and got behind me.

I did not know what he wanted and I hauled off and hit at him and he went outside.

The CHAIRMAN. You do not know who they were on the outside?

Mr. SCHMIDT. No, sir.

Mr. BENTLEY. Mr. Chairman, I would like to ask a question.

The CHAIRMAN. Very well, you may.

Mr. BENTLEY. Mr. Schmidt, do you recall Mr. Conine and Mr. Brown being present at that time on that day.

Mr. SCHMIDT. I think there were one or two others, but I could not say positively.

Mr. BENTLEY. Will you be kind enough to give the committee the name of the Indian that this controversy arose over?

Mr. SCHMIDT. At that time there were three or four Indians there; I do not remember.

Mr. BENTLEY. You do not remember any particular Indian?

Mr. SCHMIDT. Not at that particular occurrence.

Mr. BENTLEY. Perhaps I can refer to an incident that will refresh your memory. Would you recollect that was the day Pah-hah-meh-nah-ko-the was there.

Mr. SCHMIDT. No, sir; that was another time.

Mr. BENTLEY. Was I present at the time you speak of?

Mr. SCHMIDT. I do not think you were.

Senator CURTIS. Were there frequent occurrences of that kind?

Mr. SCHMIDT. That was about the only one incident when there seemed to be a good deal of trouble around that Mr. Bentley has just refreshed my memory about. Outside of that I do not believe there were any, because after they had powwowed around there, I said "Gentlemen, you can not make this place your headquarters to powwow with these Indians."

The CHAIRMAN. Who were you talking to when you said that?

Mr. SCHMIDT. To Chapman and Brown and Grimes and the whole business.

Senator CURTIS. Chapman, Brown, Grimes, and Conine?

Mr. SCHMIDT. All those people; I told them they could not transact their business in there. The first day they came there and attempted to take deeds I had two men around there guarding. They would all run out and in, and I said "Gentlemen, you can not do this," and I consulted with one of the officers there and we both told them. They said, "We have our money here;" and I said, "I do not care; take your money and get out."

Senator CURTIS. Their conduct was such that you did not want them there?

Mr. SCHMIDT. There were Indians running in and out, and we did not understand and did not like it, in fact.

Mr. BENTLEY. Do you recall the date that some controversy arose as to Pah-pah-me-nah-ko-the?

Mr. SCHMIDT. Yes, sir; I remember that.

Mr. BENTLEY. Do you recall who the men were—the white men—who were present with me that day?

Mr. SCHMIDT. The only recollection I have of that is that I remember on one occasion I was sitting at my desk and looked out, and I believe I saw Brown and you and Johnny Pecan out in the street there. Is that right?

Mr. BENTLEY. Yes.

Mr. SCHMIDT. I was afraid there was going to be trouble out there and I called Brown in and said, "Here, Brown, don't make a fool of yourself; what do you want to get into trouble about?" He said to me, "We have just bought Pah-pah-me-nah-ko-the's deed this morning; we gave him \$3,000"—I believe that was what it was, or whatever the amount was—and he said, "We do not want Mr. Bentley to get to him, because he will take another deed." I am just telling you what they said. I said, "Well, don't have any row about it." I said, "Where is this Indian?" He said, "He is in your office," and I said, "What is he doing back there?"

Senator CURTIS. What is the name of that Indian?

Mr. BENTLEY. Pah-pah-me-na-ko-the.

Mr. SCHMIDT. I said to Brown, "I will go back there and talk to that Indian; you stay away; I am going in there myself. He talks English, and I can make myself understood to him." I said, "You want to stay here," and he said he did. I said, "Do you want to see Mr. Bentley?" He said "No." I said, "Do you want to stay here?" He said "Yes." I said, "All right, you can stay here if you want to." So later on—

Senator CURTIS. Right at that point let me ask you if you knew that that man had seven allotments?

Mr. SCHMIDT. No, sir; I did not. Those people, when they took their deeds up, I think at the camp—I do not know exactly where—would come in and say, "Here is a check for \$3,000, and here is the deed which says the consideration is \$3,000," and all I saw was that the consideration was \$3,000 and the check was for \$3,000, and I paid them the money. They left some of the money there on deposit and drew it out in driblets.

Mr. BENTLEY. Do you recall on that day ordering me to keep out of the bank and refusing me to speak to this Indian?

Mr. SCHMIDT. I remember very distinctly, Mr. Bentley, when you came in and asked Mr. Blesse to go back there and speak to him, and I stepped up and said, "Mr. Bentley, I have just talked to that Indian and he says he does not want to see you, and therefore you can not go in."

Mr. BENTLEY. Do you recall, Mr. Schmidt, at the time you saw Mas-quo-tha in the county attorney's office, that through the interpreter she was asked who her husband was?

Mr. SCHMIDT. No, sir.

Mr. BENTLEY. You do not recall that incident?

Mr. SCHMIDT. No, sir.

Mr. BENTLEY. Do you recall that it was stated there that she was with our party and was going to Chihuahua to join her husband?

Mr. SCHMIDT. No, sir; I do not recall anything of that kind.

Mr. BENTLEY. You saw her mother take her by the hand and practically, or really, pull her out of there. did you not?

Mr. SCHMIDT. I saw her mother walk in there and take her by the hand, and they walked outside. I do not know that she used force.

Mr. BENTLEY. You would hardly say that she left of her own free will?

Mr. SCHMIDT. I would not say that she left by force.

Mr. BENTLEY. And you would not say that she left of her own free will, would you?

Mr. SCHMIDT. I should think she did.

Mr. BENTLEY. Her mother grabbed her by the arm and took her out of there?

Mr. SCHMIDT. I was not watching that very closely.

Mr. BENTLEY. As to what occurred on that day, I have the interpreter here who interpreted on that occasion, so I do not care to ask Mr. Schmidt anything further.

The CHAIRMAN. Who was the interpreter?

Mr. BENTLEY. Dudley Shawnee. As to any statement of wrongful conduct on my part—

The CHAIRMAN. You are charged with procuring her to commit perjury. Is that the charge?

Mr. CRESSON. Yes, sir; that is the charge.

Mr. BENTLEY. I will ask to have Dudley Shawnee recalled to testify as to what the circumstances were.

The witness was thereupon finally discharged.

W. A. BONNET, recalled for further examination.

Mr. EMBRY. I desire to ask you about this account of Mah-mah-nah-che-me-quā.

Mr. BONNET. We have an account in a similar name; it is Na-mah-che-the-quā.

Mr. EMBRY. Is that the same person?

Mr. BONNET. I think so.

Mr. EMBRY. What is the state of his account?

Mr. BONNET. There was on November 26 deposited New Orleans check for \$282.01; checks drawn, one payable to M. J. Bentley for \$82.01, and one payable to self for \$200; that closed the account.

Mr. EMBRY. I will ask you to examine this receipt and state if that is the character of the receipt that Mr. Bentley issued?

EAGLE PASS, TEX., November 22, 1906.

Received of Na-mah-che-the-quā, \$100.

Fund for removing to new location in Mexico, \$100.

MARTIN J. BENTLEY.

Mr. BONNET. Yes, sir.

Mr. EMBRY. You did not redeem that receipt did you?

Mr. BONNET. No, sir; it does not look like it. It never was presented, I suppose.

Mr. EMBRY. And all the money was drawn out?

Mr. BONNET. Oh, no, sir; the money was not all drawn.

Mr. EMBRY. How much was left in the bank?

Mr. BONNET. Nothing; her account is closed.

Mr. EMBRY. All the money was drawn out on her account?

Mr. BONNET. All of her account; she took \$200 in cash. She probably turned \$100 of that over to Mr. Bentley for a receipt.

Mr. EMBRY. This she signed in her own name?

Mr. BONNET. No, sir; it is signed "her mark."

Mr. EMBRY. Who witnessed her mark?

Mr. BONNET. One is witnessed by P. H. Jones and H. M. Fennell, and the other by Bentley and Fennell.

Mr. EMBRY. Which one is witnessed by Mr. Fennell?

Mr. BONNET. The \$200 one.

Mr. EMBRY. Who is the other witness to the \$200 one?



Mr. BONNET. H. M. Fennell. The check payable to M. J. Bentley is witnessed by P. H. Jones and H. M. Fennell.

Senator CURTIS. Now, as I understand your former statement, if after the date of this receipt from Mr. Bentley she had drawn out all that money, and had come to you and handed you that receipt you would have paid her what money she wanted and charged it to Mr. Bentley's account?

Mr. BONNET. Yes, sir.

Senator CURTIS. That is what I understood.

Mr. BONNET. That was the way they were all handled. We paid a great many of them in that way.

Mr. EMBRY. That is all on that point. Mr. Bonnet, did you make any collections down there for other people than just from those Indians; when they would receive their money did you make any collections from others?

Mr. BONNET. No, sir.

Mr. EMBRY. Are there not traders there by the name of Guerra, at Muzquiz?

Mr. BONNET. Yes, sir; P. Guerra and Hno—P. Guerra & Bro.

Mr. EMBRY. Were there some notes sent up there on their accounts to your bank to be collected against certain Indians?

Mr. BONNET. Yes, sir.

Mr. EMBRY. Do you know how many such notes were received?

Mr. BONNET. I do not remember; there were several batches of them that were sent there; I think they were sent there at several different times and I believe they were all given back to Mr. Guerra, all that were not paid. He was usually there when the Indians collected their money.

Mr. EMBRY. Would you recognize this bunch of accounts as distinguished from the general run of accounts which you had [handing witness papers]?

Mr. BONNET. I never had any accounts like these from Mr. Guerra, Mr. Guerra would have the Indians make him regular promissory notes and send them up; not accounts like that. He would probably bring those with him, although we never handled accounts like that.

The CHAIRMAN. In other words, you do not collect open accounts?

Mr. BONNET. He would take notes from the Indians frequently and send them up to us for collection, and I attempted once or twice to collect one or two of them and it raised such a row with the people that I notified Mr. Guerra, and also Mr. Galan, who had some there, that we could not bother with making collections for them as those people objected to that way of settling; they would object to the amount and such things, and I told Mr. Guerra, as well as Mr. Galan, that we would not undertake to collect them. We did not want to have a row with the Indians and did not want to take the time to argue about their accounts.

Mr. BENTLEY. Since the matter of Guerra's account is up, I would like to ask Mr. Bonnet if he recalls that I advanced Guerra at one time \$400 on notes he deposited to be collected and reimbursed my account for the \$400 on the general account of the Indians over there, as they were very heavily in debt, and that Guerra proceeded to collect the money over there?

Mr. BONNET. I remember that you gave Mr. Guerra \$400 and

Roman Galan \$250 American money, which was sent to his children up to the school.

Mr. BENTLEY. Those notes were secured by a lot of Indian notes as collateral, were they not?

Mr. BONNET. Yes, sir; the same as Guerra's, and I think Galan paid \$1,400 on an Indian's note and we turned the same back; it was on some claim that Galan had. I did not bother with them.

Mr. BENTLEY. Was it your recollection that the notes to secure the \$400 advanced to Guerra were made in your name so that collection could be made?

Mr. BONNET. There were some notes made in my name but I do not know which ones.

The witness was thereupon finally discharged.

DUDLEY SHAWNEE, having been first duly sworn by the chairman, was examined as follows:

Mr. BENTLEY. If the committee will permit me, I would like to ask this witness a few questions.

The CHAIRMAN. Very well.

Mr. BENTLEY. Please state to the committee where you live and what your age is.

Mr. SHAWNEE. I live at Shawnee, Okla.; I am about 34 years old.

Mr. BENTLEY. Do you speak any language other than the English language?

Mr. SHAWNEE. I speak Shawnee and a little Kickapoo.

Mr. BENTLEY. Were you called to Eagle Pass in the months of April and May last?

Mr. SHAWNEE. I was called there about the 1st of May, to the best of my recollection.

Mr. BENTLEY. I wish you would state to the committee the purpose for which you were called and in what capacity you acted here.

Mr. SHAWNEE. I came down to Eagle Pass and went with Mr. Bonnet over to Muzquiz to do some interpreting for him and then came back.

Mr. BENTLEY. Did you understand that Mr. Bonnet went there under directions of the State Department?

Mr. SHAWNEE. Yes, sir; I did.

The CHAIRMAN. You mean the vice-consul?

Mr. SHAWNEE. Yes, sir.

Mr. BENTLEY. That was the vice-consul, was it?

Mr. SHAWNEE. Yes, sir.

Mr. BENTLEY. Do you recall any instruction given you by me with reference to the alleged wrongful drawing of some money of a Nacimiento woman at that time?

Mr. SHAWNEE. Yes, sir; an Indian woman by the name of Mas-quo-tho.

Mr. BENTLEY. I wish you would state to the committee what I instructed you to do and what you did do.

Mr. SHAWNEE. You instructed me to find that woman and to bring her up here to testify, I believe, in the court, or to straighten out something in regard to some money that she had drawn out of the bank that belonged to Kee-ah-tho-com-ok-quah, a daughter of Ah-kis-kuck.

Mr. BENTLEY. Did you go to the Indian village where this woman lived?

Mr. SHAWNEE. I went to the Nacimiento Reservation.

Mr. BENTLEY. When you talked with her about it, what did she tell you?

Mr. SHAWNEE. She seemed to be ignorant of the fact that she had impersonated Kee-ah-tho-com-ok-quah. Her husband was there at the time, and she readily consented to come up and do what she could to straighten the matter up.

Mr. BENTLEY. She said that she had been here, did she?

Mr. SHAWNEE. Yes, sir.

Mr. BENTLEY. Did she say who she came to Eagle Pass with?

Mr. SHAWNEE. She said she came to Eagle Pass with Mack Johnson's wife to take care of a child, and they agreed to pay her way provided she agreed to come and look after her little girl. Mack Johnson's wife seemed to have had two children at that time.

Mr. BENTLEY. You interpreted for me in my conversation with her, I believe, after she arrived here?

Mr. SHAWNEE. I did.

Mr. BENTLEY. Did you hear her statement to me in relation to what she did?

Mr. SHAWNEE. She said that she had misunderstood the thing; that when she went into the bank she came up from across the river and came to the bank and stood there, and they called her in to the corridor, or whatever it is, and told her to touch the pen, and she would not do it. One of them, it seems—she said George Kishketon or Mack Johnson or some one else—had taken her by the arm and made her mark; something like that.

Mr. BENTLEY. Do you recall her stating what they did after they drew the money?

Mr. SHAWNEE. They took her back over the river. They gave her some money; I do not remember what it was, but whatever it was they took that away from her afterwards.

Mr. BENTLEY. Later on, do you recall interpreting to her for me in the county attorney's office at the time her mother came here?

Mr. SHAWNEE. I do not recall that. I do not think I was here.

Mr. BENTLEY. I expect I am mistaken; it was Johnny Mine who interpreted that day.

Mr. SHAWNEE. I was not there.

Mr. BENTLEY. It was your understanding that her husband was Wath-e-cona, was it not?

Mr. SHAWNEE. Yes, sir.

Mr. BENTLEY. Did you understand that it was her intention to go with the others to Marfa to join the others?

Mr. SHAWNEE. Yes, sir; she wanted to go until her mother came and took her back.

Mr. BENTLEY. From your knowledge of the control of Indian parents over their children, when her mother came into the office and took her by the hand and commanded her to follow, would you say that she left the office voluntarily?

Mr. SHAWNEE. Why, no; I would not, because I know about the influence that a mother had, or had over her, and I would say that—of course I would not want to swear to that, but that is my belief about it.

Mr. BENTLEY. You are an Indian and have a knowledge of those things. You were at the camp where she stayed with the other Indians, I believe?

Mr. SHAWNEE. Yes, sir.

Mr. BENTLEY. You were there probably during her entire stay, were you not?

Mr. SHAWNEE. Not all the time.

Mr. BENTLEY. Well, most of the time?

Mr. SHAWNEE. Yes, sir.

Mr. BENTLEY. Do you know of any disposition being shown by me during the time you interpreted other than to get the exact facts in the matter as to what she had done and what she knew?

Mr. SHAWNEE. No, sir.

Mr. BENTLEY. That is all I care to ask.

Senator CURTIS. What bank did she say she was taken to?

Mr. SHAWNEE. She did not say, but she indicated the First National Bank of Eagle Pass.

Senator CURTIS. Did she say who was with her besides those two Indian men?

Mr. SHAWNEE. The way they called it—"Penetoto"—the crooked mouth—meaning Tony Alexander. That is the way the Indians called Alexander.

Senator CURTIS. Were there any other white men there?

Mr. SHAWNEE. No, sir.

Mr. BENTLEY. You have stated that you accompanied the vice-consul to Muzquiz?

Mr. SHAWNEE. Yes, sir.

Mr. BENTLEY. What condition did you find the Indians in when you arrived over there?

Mr. SHAWNEE. They were badly scared up and in great confusion.

Mr. BENTLEY. What did you learn as to what command had been made by the Mexican officials there—in a general talk that you heard there, had they been commanded to leave or to stay?

Mr. SHAWNEE. Several of them told me they were afraid to undertake to leave, because they had been told that if they undertook to leave or go away they would be arrested.

Mr. BENTLEY. As a matter of fact, did they not tell you that the San Francisco judge had first come and threatened them, and told them that that was not their land? Did he not threaten to put them in prison if they left? Is that not about the situation of affairs when you arrived?

Mr. SHAWNEE. There was considerable talk. I do not remember just what it was, and they were greatly confused and did not know what to do. They wanted to go away from there, but they were afraid to start.

Mr. BENTLEY. What white men did you find over there?

Mr. SHAWNEE. I found L. C. Grimes, Tony Alexander, Conine, and Charlie McKnight. They are all that I can recall.

Mr. BENTLEY. What did you understand was their purpose there at that time?

Mr. SHAWNEE. To buy land, I think.

Mr. BENTLEY. Were there not some court proceedings or something of that kind?

Mr. SHAWNEE. They were going to take some Indians to Mon-

clova. They were going to have some papers made up at Muzquiz, but they could not do it; the authorities refused, so they said.

The CHAIRMAN. Who was going to have it done—these white men?

Mr. SHAWNEE. Yes, sir; the white men were to have some affidavits made there—some depositions taken—but the authorities there refused to have anything to do with it, because they feared it was going to become an international question. That is the way they put it.

Mr. BENTLEY. It was after Mr. Bonnet arrived that they refused to do anything?

Mr. SHAWNEE. Yes, sir; they refused to do anything.

Mr. CRESSON. How old is that Mos-quo-tha girl?

Mr. SHAWNEE. I should judge she was a woman about 21 or 22 years of age; something like that.

Mr. CRESSON. Was Roman Galan with you on that trip?

Mr. SHAWNEE. Yes, sir.

Mr. CRESSON. He did not come all the way up, did he?

Mr. SHAWNEE. No, sir; he simply went down with me to the reservation.

Mr. CRESSON. And stopped at Muzquiz when he came back?

Mr. SHAWNEE. Yes, sir.

Mr. BENTLEY. I will ask if you recall when you went with Mr. Bonnet that I stated to you that I would like to have you go and hunt this woman up, and if you found the allegations were true, and believed they were true, that she had wrongfully drawn the other woman's money, to bring her, and if not, not to bring her?

Mr. SHAWNEE. I remember your saying something to me about a matter like that, but I did not recall the woman's name until I spoke to Mr. Galan about it, and he told me, and that is how I remember it.

Mr. EMBRY. How long had you been there before you learned that these people were going to take the Indians to Monclova and get their deeds?

Mr. SHAWNEE. The very day we arrived there. Mr. Bonnet and I arrived on the same train.

Mr. EMBRY. Who were those white men who were going to take them over to Monclova?

Mr. SHAWNEE. Mr. Grimes and Mr. Alexander were the two main ones that I understood who were to take them to Monclova.

Mr. EMBRY. Had they been taking deeds there at Muzquiz before that?

Mr. SHAWNEE. I do not know.

Mr. EMBRY. Did they take them to Monclova, did you learn?

Mr. SHAWNEE. They took some to Monclova.

Mr. EMBRY. About how many?

Mr. SHAWNEE. They went down to the train and got into a little trouble about a little girl that they were about to take away without the knowledge of the guardian of the girl; there seemed to be about four or five women and three or four men; who they were I do not remember.

Mr. EMBRY. How long were they away with that bunch?

Mr. SHAWNEE. They must have been away several days. They had left when I arrived. I left Muzquiz soon after that and came up here.

Mr. EMBRY. You understood that Chapman and Benson and others had brought suit against Mr. Ives with reference to this land in Oklahoma?

Mr. SHAWNEE. I understood they had brought suit; yes, sir.

Mr. EMBRY. And they were over there trying to take the depositions of these Indians?

Mr. SHAWNEE. Yes, sir.

Mr. EMBRY. And the American consul thought it proper to go over there and see that the Indians were properly protected?

Mr. SHAWNEE. I suppose so.

Mr. EMBRY. And you went along as his interpreter?

Mr. SHAWNEE. Yes, sir.

Mr. EMBRY. It was at that time that they got this bunch of Indians, as you understood, to take them to Monclova?

Mr. SHAWNEE. Yes, sir; they took them on the train. I was down there, but I do not remember just where they were; they were standing there when this difficulty came up about some small child.

Mr. EMBRY. How long did you remain over there?

Mr. SHAWNEE. I was at Muzquiz about a week.

Mr. EMBRY. Were there any depositions taken while you were there?

Mr. SHAWNEE. Not that I know of.

Mr. EMBRY. Do you know who interpreted for those Kickapoos that did give their depositions over there?

Mr. SHAWNEE. I suppose Mack Johnson did, but I do not know; that was my understanding at least.

The witness was thereupon excused.

Senator CURTIS. I desire at this point to have inserted in the record the following:

*List of the Kickapoo allottees whose lands have been conveyed, etc., under the act of June 21, 1906, and facts shown by the records of Oklahoma, Pottawatomie, and Lincoln counties, Okla.*

- 1, 2 Ah-che-che and Chah-ke-she, husband and wife, to W. L. Chapman:  
Deed dated July 28, 1906, conveying the NE.  $\frac{1}{4}$  sec. 11, T. 11, R. 2, for \$1,600; appraised value, \$7,200; acknowledged before F. Valdes Llano. Interpreters, Alberto Lobo and Mack Johnson. Witnesses, R. C. Conline and Alberto Lobo.  
Deed dated July 28, 1906, W. L. Chapman and wife to J. H. Myers; consideration, \$10,000.  
Mortgage dated July 28, 1906, J. H. Myers to C. J. Benson; consideration, \$2,200.  
Deed dated July 28, 1906, J. H. Myers to C. J. Benson; consideration, \$1 and other valuable considerations.
1. Ah-che-che and wife to W. W. Ives for \$1,000; appraised value, \$4,000; W.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  sec. 11, T. 11, R. 2. Deed dated July 31, 1906; acknowledged before W. A. Bonnet. No interpreter. Witnesses, E. P. Erney and J. W. Gostin.
2. Chah-ke-che and husband to W. W. Ives for \$1,000; appraised value, \$3,200; the E.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  sec. 11, T. 11, R. 2. Deed dated July 31, 1906. Same as above.  
Lease dated December 17, 1906, NE.  $\frac{1}{4}$  sec. 11, T. 11, R. 2; \$350 per annum.
3. Ah-che-che for his son Mah-me-ne-mah to W. W. Ives:  
Deed dated July 31, 1906, conveying the W.  $\frac{1}{4}$  SE.  $\frac{1}{4}$  sec. 2, T. 11, R. 2, for \$1,000; appraised value, \$2,000; acknowledged before W. A. Bonnet. No interpreter. Witnesses, E. P. Erney and J. W. Gostin.
4. Ah-ke-na-ma-tho-quah and husband (Lee-cup-pa-he) to W. W. Ives:  
Deed dated May 7, 1907, conveying lot 5, sec. 26, lot 6, sec. 23, lot 6, sec. 14, T. 10, R. 3, for \$1,000; appraised value, \$3,006; acknowledged before W. A. Bonnet. No interpreter. Witnesses, H. M. Fennell and R. H. Bibelot.

5. Ah-kis-kuck and wife (Pah-nah-kith-tho) to Ida B. Bentley:
  - Deed dated July 5, 1906, acknowledged before W. A. Bonnet, conveying lots 1 and 2, sec. 6, T. 12, R. 1, for \$1,000; appraised value, \$4,000. No interpreter. Witnesses, E. P. Erney and W. S. Fields.
  - Mortgage dated August 4, 1906, Ida B. Bentley and husband to J. H. Everest, lots 1 and 2, sec. 6, T. 12, R. 1, and one other tract, Oklahoma County, for \$5,000.
  - Mortgage dated August 22, 1906, Ida B. Bentley and husband to J. H. Everest, lots 1 and 2, sec. 6, T. 12, R. 1, for \$5,000.
- Ah-kis-kuck and wife (Pah-nah-kith-tho) to W. L. Chapman:
  - Deed dated August 25, 1906, conveying lots 1 and 2 and other tracts for \$4,000; appraised value, \$4,000 (of lots 1 and 2). Interpreter, Alberto Lobo. Witnesses, R. C. Conine, Joe Whipple, and Alberto Lobo. Acknowledged before F. Valdes Llano.
  - For lease, see No. 63.
  - See Pah-nah-keth-tho for other deeds, etc.
6. Ah-nah-tha-hah-quah to W. L. Chapman:
  - Deed dated July 23, 1906, conveying N.  $\frac{1}{4}$  NW.  $\frac{1}{4}$  sec. 14, T. 10, R. 3, for \$700; appraised value, \$3,600; acknowledged before F. Valdes Llano. Interpreters, A. Lobo and Mack Johnson. Witnesses, R. C. Conine and Alberto Lobo.
  - Deed dated July 28, 1906, W. L. Chapman and wife to J. H. Myers, conveying N.  $\frac{1}{4}$  NW.  $\frac{1}{4}$  sec. 14, T. 10, R. 3, and other tracts; consideration, \$10,000.
  - Mortgage, July 28, 1906, J. H. Myers to W. O. Dean, on N.  $\frac{1}{4}$  NW.  $\frac{1}{4}$  sec. 14, T. 10, R. 3, for \$950.
- Ah-nah-tha-hah-quah to W. W. Ives:
  - Deed dated July 30, 1906, conveying N.  $\frac{1}{4}$  NW.  $\frac{1}{4}$  sec. 14, T. 10, R. 3, for \$1,000; appraised value, ———. Acknowledged before W. A. Bonnet. No interpreter. Witnesses, W. D. Field and E. P. Erney.
7. Ah-ne-sha-wah-to to W. L. Chapman:
  - Deed dated July 21, 1906, conveying the NW.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  and lot 4, sec. 22, T. 12, R. 1, for \$500; appraised value, \$1,000; acknowledged before F. Valdes Llano. Interpreters, Alberto Lobo and Mack Johnson. Witnesses, Alberto Lobo and R. C. Conine.
  - Deed (no date), W. L. Chapman and wife to C. J. Benson, conveying NW.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  and lot 4, sec. 22, T. 12, R. 1, and other tracts, for \$1 and other considerations.
  - Mortgage, July 26, 1906, W. L. Chapman and wife to C. J. Benson, on lot 4 and NW.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  sec. 22, T. 12, R. 1; consideration, \$700.
- Ah-na-sha-wah-to (Tom Smith) to W. W. Ives:
  - Deed dated July 31, 1906, conveying NW.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  and lot 4, sec. 22, T. 12, R. 1, for \$1,000; appraised value, \$1,000; acknowledged before W. A. Bonnet. No interpreter. Witnesses, E. P. Erney and J. W. Gostin.
8. Ah-nes-she-nen-ne, surviving husband of Ma-then-ne-ah-quah, to W. L. Chapman:
  - Deed dated July 9, 1906, conveying one-half interest in W.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 2, T. 11, R. 2, for \$200; appraised value, \$1,350; acknowledged before W. C. Douglas. No interpreter. Witnesses, W. C. Douglas and Mack Johnson.
  - Lease dated July 9, 1906, Ah-nes-she-nen-ne (father of We-ah-no-bone-wah-ah) to W. L. Chapman, one-half interest W.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 2, T. 11, R. 2; consideration, \$100 per annum; acknowledged before W. C. Douglas. Witnesses, W. C. Douglas and Mack Johnson.
9. Ah-nes-she-men-ne to C. M. Cade:
  - Deed dated June 23, 1906, conveying E.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 2, T. 11, R. 2, for \$800; appraised value, \$2,800; acknowledged before F. V. Blesse. No interpreter. Witnesses, W. C. Douglass, L. Mappenheimer, and William Hausser, Jr.
  - Deed dated October 29, 1906, C. M. Cade to Reuben W. Smith, conveying E.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 2, T. 11, R. 2, for \$2,500.
  - Deed dated July 28, 1906, W. L. Chapman and wife to C. J. Benson, conveying an undivided one-half interest in E.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 2, T. 11, R. 2, for \$1 and other valuable considerations.

10. Ah-ten-y-e-tuck and wife (Qua-to-quah) to Willard Johnston:  
 Deed dated June 25, 1906, conveying lots 4 and 5, sec. 23, T. 12, R. 1, for \$925; appraised value, \$2,000; acknowledged before Ben V. King. Interpreter, Mack Johnson. Witnesses, Ben V. King and Calvin S. Moore.  
 Deed dated August 20, 1906, Willard Johnston and wife to L. C. Grimes, conveying lots 4 and 5, sec. 23, T. 12, R. 1, and other tracts for \$1,250.  
 Mortgage, August 21, 1906, L. C. Grimes and wife to Willard Johnston and C. M. Cole (Cade), lots 4 and 5 sec. 23, T. 12, R. 1.  
 Mortgage, August 20, 1906, L. C. Grimes and wife to Enos Nichols, lots 4 and 5, sec. 23, T. 12, R. 1, and another tract, \$2,250.  
*See Qua-to-quah.*
11. Ah-ten-y-e-tuck and wife ((Qua-ta-quah) to Willard Johnston:  
 Deed dated ———, conveying NW.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 24, T. 12, R. 1, for \$1,000; appraised value, \$2,000; acknowledged before Ben V. King. Interpreter, William Murdock. Witnesses, Calvin S. Moore, William Murdock, and Ben V. King.  
 Deed dated August 20, 1906, Willard Johnston and wife to L. C. Grimes, conveying NW.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 24, T. 12, R. 1, and lots 4 and 5, sec. 23, T. 12, R. 1, for \$4,250.  
 Mortgage, August 20, 1906, L. C. Grimes and wife, NW.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 24, T. 12, R. 1, and one other tract, to Enos Nichols for \$2,250.  
 Mortgage, August 21, 1906, L. C. Grimes and wife to Willard Johnston and C. M. Cole (Cade), NW.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 24, T. 12, R. 1, and other tracts, for \$2,000.  
 Deed dated February 4, 1907, L. C. Grimes to M. A. Grimes, E.  $\frac{1}{4}$  SE.  $\frac{1}{4}$  sec. 13, T. 12, R. 1, E.  $\frac{1}{4}$  SE.  $\frac{1}{4}$  sec. 15, T. 12, R. 1, lots 3 and 4, sec. 23, T. 12, R. 1, NW.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 24, T. 12, R. 1, for \$1 and assumption of mortgage for \$2,500 covering first two tracts above-mentioned land, and mortgage for \$2,250 covering last two tracts, both by L. C. Grimes, to Enos Nichols. Lots 3 and 4 are given as lots 4 and 5 in mortgage referred to in above deed.
12. Cha-cha-ko-the-wa to W. L. Chapman:  
 Deed dated June 23, 1906, conveying W.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  sec. 10, T. 10, R. 3, for \$1,000; appraised value, \$2,800; acknowledged before F. V. Benson. No interpreter. Witnesses, L. Mappenheimer and E. H. Schmidt.  
 Mortgage dated July 1, 1906, W. L. Chapman and wife to C. J. Benson, W.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  sec. 10, T. 10, R. 3, \$1,100.  
 Deed dated July 23, 1906, Chapman and wife to C. J. Benson, conveying W.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  sec. 10, T. 10, R. 3, for \$1 and other valuable consideration.  
 Deed dated January 22, 1907, C. J. Benson and wife, W.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  sec. 10, T. 10, R. 3, to R. S. Harper for \$2,500.
13. Cha-cha-ko-the-wa, heir of Wah-sko-ta-o-tah, to R. C. Conline:  
 Deed dated July 31, 1906, conveying E.  $\frac{1}{4}$  SE.  $\frac{1}{4}$  sec. 10, T. 10, R. 3, for \$150; appraised value, one-fourth interest \$800; acknowledged before T. J. Murray. Interpreter, Mack Johnson. Witnesses, Mack Johnson and L. C. Grimes.  
 Lease, December 1, 1906, Abiel J. and L. J. Perkins to Omer Thompson, \$330 at the end of three years.
14. Chaw-ko-set to C. M. Cade:  
 Deed dated June 25, 1906, conveying E.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  sec. 14, T. 12, R. 1, for \$1,850; appraised value, \$2,500; acknowledged before Ben V. King. Interpreter, Mack Johnson. Witnesses, Ben V. King and George F. Graham.  
 Deed dated April 13, 1907, C. M. Cade and wife to J. F. Earnest, conveying E.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  sec. 14, T. 12, R. 1, for \$3,500.  
 Mortgage dated April 13, 1907, J. F. Earnest and wife to Willard Johnston, E.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  sec. 14, T. 12, R. 1, for \$1,500.  
 Assignment of mortgage dated April 23, 1907, Willard Johnston to Lorina Cherry, E.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  sec. 14, T. 12, R. 1, for \$1,500.
15. I-nesh-kin to W. W. Ives:  
 Deed dated July 3, 1906, conveying N.  $\frac{1}{4}$  NW.  $\frac{1}{4}$  sec. 12, T. 11, R. 2, for \$1,000; appraised value, \$1,600; acknowledged before W. A. Bonnet. No interpreter. Witnesses, W. S. Field and H. M. Fennell.



16. **Kac-sheck-ko-thah** and wife (**Ah-nes-shem-e-ne**) to **Willard Johnston**:  
Deed dated June 25, 1906, conveying E.  $\frac{1}{2}$  NE.  $\frac{1}{4}$  sec. 4, T. 11, R. 2, for \$2,000; appraised value, \$4,800; acknowledged before **W. C. Douglas**. No interpreter. Witnesses, **Ben V. King** and **Calvin S. Moore**.
17. **Kah-ke-ne-peah** to **John Garrett**:  
Deed dated ———, conveying S.  $\frac{1}{2}$  NW.  $\frac{1}{4}$  sec. 5, T. 12, R. 1, for \$1,600; appraised value, \$2,400; acknowledged before **F. Valdes Llano**. Interpreters, **Alberto Lobo** and **George B. Kishketon**. Witnesses, **G. B. Kishketon** and **Alberto Lobo**.
18. **Kah-kah-to-the-quah** to **W. L. Chapman**:  
Deed dated July 21, 1906, conveying S.  $\frac{1}{2}$  SW.  $\frac{1}{4}$  sec. 13, T. 10, R. 3, for \$400; appraised value, \$3,500 (with agreement); acknowledged before **F. Valdes Llano**. Interpreter, **Mack Johnson**. Witnesses, **Alberto Lobo** and **R. C. Conline**.  
Agreement **Kah-kah-to-the-quah**, party of the first part, and **J. H. Everest**, party of second part, dated November 24, 1906, in re S.  $\frac{1}{2}$  SW.  $\frac{1}{4}$  sec. 13, T. 10, R. 3; acknowledged before **W. C. Douglas**. Witnesses, **H. M. Fennell** and **R. Biblot**.  
Mortgage, July 26, 1906, **W. L. Chapman** and wife to **C. J. Benson**, S.  $\frac{1}{2}$  SW.  $\frac{1}{4}$  sec. 13, T. 10, R. 3, for \$1,400.  
Deed dated July 28, 1906, **W. L. Chapman** and wife to **C. J. Benson**, S.  $\frac{1}{2}$  SW.  $\frac{1}{4}$  sec. 13, T. 10, R. 3, for \$1 and other valuable considerations.  
Deed dated January 17, 1907, **C. J. Benson** and wife to **W. L. Chapman**, S.  $\frac{1}{2}$  SW.  $\frac{1}{4}$  sec. 13, T. 10, R. 3; consideration, \$1.
19. **Kah-kah-to-the-quah** for minor child **Chuck-a-skin-ah-a** or **Ke-nah-mah-tho**:  
Lease dated November 24, 1906, covering S.  $\frac{1}{2}$  NW.  $\frac{1}{4}$  sec. 13, T. 10, R. 3, to **W. W. Ives** for \$1.50 per annum; acknowledgment before **W. C. Douglas** and **D. E. Jenner**. Witnesses, **W. C. Douglas** and **M. Menehaca**.
20. **Kah-ke-ne-peah** for daughter (**Skip-ah-kah-ko-the**) to **John Garrett**:  
Deed dated December 31, 1906, conveying N.  $\frac{1}{2}$  SW.  $\frac{1}{4}$  sec. 5, T. 12, R. 1, for \$150; appraised value, \$3,500; acknowledged before **F. Valdes Llano**. Interpreters, **Alberto Lobo** and **Geo. Kishketon**. Witnesses, **G. B. Kishketon** and **Alberto Lobo**.  
Lease dated January 3, 1907, **John Garrett** to **Geo. R. King**, one-third interest of N.  $\frac{1}{2}$  SW.  $\frac{1}{4}$  sec. 5, T. 12, R. 1; consideration, \$50.
21. **Kah-pah-be-ho-quah** to **W. L. Chapman**:  
Deed dated July 23, 1906, conveying E.  $\frac{1}{2}$  NW.  $\frac{1}{4}$  sec. 8, T. 12, R. 1, for \$800; appraised value, \$4,000; acknowledged before **F. Valdes Llano**. Interpreters, **Alberto Lobo** and **Mack Johnson**. Witnesses, **R. F. Conline** and **Alberto Lobo**.  
Deed dated July 28, 1906, **W. L. Chapman** and wife to **W. W. Andrew**, convey E.  $\frac{1}{2}$  NW.  $\frac{1}{4}$  and other tracts, sec. 8, T. 12, R. 1; consideration, \$600.  
Mortgage dated July 28, 1906, **W. W. Andrew** to **W. O. Dean**, E.  $\frac{1}{2}$  NW.  $\frac{1}{4}$  sec. 8, T. 12, R. 1, for \$1,000.  
Deed dated July 28, 1906, **W. W. Andrew** to **C. J. Benson**, conveying E.  $\frac{1}{2}$  NW.  $\frac{1}{4}$  sec. 8, T. 12, R. 1; consideration, \$2,000.
- Kah-pah-be-ho-quah** to **W. W. Ives**:  
Deed dated November 28, 1906, conveying E.  $\frac{1}{2}$  NW.  $\frac{1}{4}$  sec. 8, T. 12, R. 1, and other tracts, for \$1,200; appraised value, ———; acknowledged before **W. A. Bonnet**. No interpreter. Witnesses, **M. J. Bentley**, **R. E. Duncan**, and **Roman Lolan**.
22. **Kah-pah-o-mah** to **Willard Johnson**:  
Deed dated June 23, 1906, conveying E.  $\frac{1}{2}$  NW.  $\frac{1}{4}$  sec. 14, T. 12, R. 1, for \$1,750; appraised value, \$3,500; acknowledged before **C. W. Hartup**. No interpreter. Witness, **Geo. F. Graham**.
23. **Ke-ah-qua-mo-ke** and **Kan-ne-pe-the**, her husband, to **W. W. Ives**:  
Deed dated July 7, 1906, conveying N.  $\frac{1}{2}$  SE.  $\frac{1}{4}$  sec. 5, T. 10, R. 3, for \$1,000; appraised value, \$1,200; acknowledged before **W. A. Bonnet**. No interpreter. Witnesses, **John W. Gostin** and **Paul Jones, Jr.**
24. **Ke-ah-qua-mo-ke**, daughter of **Pah-ke-no** to **W. W. Ives**:  
Deed dated July 7, 1906, conveying S.  $\frac{1}{2}$  NE.  $\frac{1}{4}$  sec. 5, T. 10, R. 3, for \$1,000; appraised value, \$2,000; acknowledged before **W. A. Bonnet**. No interpreter. Witnesses, **J. W. Gostin** and **A. C. Moleback**.

25. Ke-ah-qu-a-no-ke and husband (Kan-no-pe-the) to W. W. Ives:  
Deed dated July 7, 1906, conveying lots 2 and 3, sec. 23, T. 12, R. 1. for \$200; appraised value, \$1,600; acknowledged before W. A. Bonnet. No interpreter. Witnesses, H. M. Fennell and J. W. Gostin.
26. Ke-ah-que-quah and husband (O-que-mah-ah-then) to W. W. Ives:  
Deed dated July 30, 1906, conveying E.  $\frac{1}{2}$  SW.  $\frac{1}{2}$  sec. 33, T. 12, R. 2, for \$1,000; acknowledged before W. A. Bonnet. No interpreter. Witnesses, E. P. Erney and J. W. Gostin.  
See No. 59.
27. Ke-ah-tha-com-oke-quah to W. L. Chapman:  
Deed dated July 23, 1906, conveying lots 5 and 6, SE.  $\frac{1}{2}$  NW.  $\frac{1}{2}$  sec. 2, T. 12, R. 1. for \$1,000; appraised value, \$3,800; acknowledged before F. Valdes Llano. Interpreters, Alberto Lobo and Mack Johnson. Witnesses, R. C. Conline and Alberto Lobo.
28. Kee-nah-ko-thet to W. W. Ives:  
Deed dated July 6, 1906, conveying lots 3 and 4, sec. 6, T. 12, R. 1, for \$1,000; appraised value, \$4,000; acknowledged before W. A. Bonnet. No interpreter. Witnesses, W. S. Field and Wah-theek-ko-no-hah.  
Mortgage dated August 22, 1906, lots 3 and 4, sec. 6, T. 12, R. 1, W. W. Ives and wife to Ida B. Bentley, for \$2,500.  
Assignment, August 27, 1906, same land, Ida B. Bentley to J. H. Everest. Consideration, "For value received."  
Deed dated December 13, 1906, conveying lots 3 and 4, sec. 6, T. 12, R. 1, from W. W. Ives and wife to James Fletcher, for \$8,600.  
Mortgage, December 20, 1906, James Fletcher and wife to W. W. Ives, on lots 3 and 4, sec. 6, T. 12, R. 1, for \$2,100.  
Assignment, January 21, 1907, W. W. Ives to J. H. Everest, on lots 3 and 4, sec. 6, T. 12, R. 1. Consideration, "assignment of mortgage recorded in mortgage book 53-812."
29. Ke-o-si-ah-quah and husband (Wah-pe-ke-che) to W. L. Chapman:  
Deed dated June 25, 1906, conveying lots 1, 2, and 3, sec. 31, T. 12, R. 2, for \$450; appraised value, \$850; acknowledged before Ben V. King. Interpreter, Mack Johnson. Witnesses, Ben V. King and Calvin S. Moore.  
Mortgage, July 1, 1906, W. L. Chapman and wife to C. J. Benson, on lots 1, 2, and 3, sec. 31, T. 12, R. 2. Consideration, \$550.  
Deed dated July 27, 1906, W. L. Chapman and wife to C. J. Benson, conveying lots 1, 2, and 3, sec. 31, T. 12, R. 2, and other tracts. Consideration, \$1,000 (?), and other valuable considerations.
30. Ket-to-quah, daughter of Ah-waw-nee, to W. L. Chapman:  
Deed dated July 21, 1906, conveying W.  $\frac{1}{2}$  SE.  $\frac{1}{2}$  sec. 14, T. 12, R. 1, for \$400; appraised value, \$3,600; acknowledged before F. Valdes Llano. Interpreters, Alberto and Mack Johnson. Witnesses, Alberto Lobo and R. C. Conline.  
Mortgage, July 26, 1906, W. L. Chapman and wife to C. J. Benson, on W.  $\frac{1}{2}$  SE.  $\frac{1}{2}$  sec. 14, T. 12, R. 1, for \$400.  
Deed dated July 27, 1906, W. L. Chapman and wife to C. J. Benson, conveying W.  $\frac{1}{2}$  SE.  $\frac{1}{2}$  sec. 14, T. 12, R. 1, and other tracts. Consideration, \$1 and other valuable considerations.  
Assignment, August 10, 1906, C. J. Benson to W. O. Dean, W.  $\frac{1}{2}$  SE.  $\frac{1}{2}$  sec. 14, T. 12, R. 1. Consideration, ———.  
Relinquishment, January 21, 1907, C. J. Benson to W. L. Chapman, W.  $\frac{1}{2}$  SE.  $\frac{1}{2}$  sec. 14, T. 12, R. 1. Consideration, "payment of \$400 covered by mortgage recorded in book 41-478."  
Mortgage, February 1, 1907, W. C. and M. C. Grimes to C. J. Benson, W.  $\frac{1}{2}$  SE.  $\frac{1}{2}$  sec. 14, T. 12, R. 1, and other tracts, for \$1,500.
31. Ke-to-quah to W. L. Chapman:  
Deed dated July 21, 1906, conveying E.  $\frac{1}{2}$  SW.  $\frac{1}{2}$  sec. 14, T. 12, R. 1, and one other tract, for \$400; appraised value, \$1,500; acknowledged before F. Valdes Llano. Interpreters, Alberto Lobo and Mack Johnson. Witnesses, Alberto Lobo and R. C. Conline.  
Mortgage dated July 26, 1906, W. L. Chapman and wife to C. J. Benson, E.  $\frac{1}{2}$  SW.  $\frac{1}{2}$  sec. 14, T. 12, R. 1, for \$600.  
Assignment, August 10, 1906, C. J. Benson to W. O. Dean, same land. Consideration, ———.

81. Ke-to-quah to W. L. Chapman—Continued.  
 Relinquishment, January 21, 1907, C. J. Benson to W. L. Chapman and wife, same land. Consideration, "mortgage recorded to secure payment, \$600."  
 Deed dated July 27, 1906, W. L. Chapman and wife to C. J. Benson, E.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 14, T. 12, R. 1, and other tracts, for \$1 and other valuable considerations.  
 Deed, January 18, 1907, C. J. Benson and wife to W. C. Grimes, E.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 14, T. 12, R. 1, for \$1,500.  
 Deed dated March 12, 1907, C. J. Benson and wife to W. C. Grimes, E.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 14, T. 12, R. 1, for \$1,000.  
 W. C. Grimes and wife to C. J. Benson, mortgage dated February 1, 1907, E.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 14, T. 12, R. 1, and other tracts, for \$1,500.
82. Kish-ke-nick-quote to W. W. Ives:  
 Deed dated July 2, 1906, conveying S.  $\frac{1}{4}$  SE.  $\frac{1}{4}$  sec. 12, T. 10, R. 3, for \$1,000; appraised value, \$8,000; acknowledged before W. A. Bonnet. No interpreter. Witnesses, W. S. Field and E. P. Erney.  
 Deed dated July 2, 1906, conveying same land to W. W. Ives, from Kish-ke-nick-quote and his wife Ne-pah-hah. Witnesses to mark of Ne-pa-hah, W. A. Bonnet and Ket-to-quah.  
 Mortgage dated August 15, 1906, W. W. Ives and wife to W. A. Bonnet, S.  $\frac{1}{4}$  SE.  $\frac{1}{4}$  sec. 12, T. 10, R. 3, for \$5,500.
83. Kish-ke-nick-quote (Jim Deere) to Ida B. Bentley:  
 Deed dated July 2, 1906, conveying N.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  sec. 12, T. 10, R. 3, for \$3,000; appraised value, \$6,000; acknowledged before W. A. Bonnet. No interpreter. Witnesses, W. S. Field and E. P. Erney.  
 Mortgage dated August 15, 1906, Ida B. Bentley and husband to W. A. Bonnet, N.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  sec. 12, T. 10, R. 13, for \$5,500.
84. Kish-ke-ton to E. E. Hood:  
 Deed dated February 26, 1907, conveying lots 5, 6, and 7, sec. 6, T. 10, R. 3, for \$900; appraised value, \$1,053.75; acknowledged before W. S. Search. No interpreter. No witnesses.  
 Mortgage dated March 28, 1907, E. E. Hood and wife to W. S. Search, lots 5, 6, and 7, sec. 6, T. 10, R. 3, for \$400.
85. Mah-quo-the-ek, a widow, to Russell Johnson:  
 Deed dated July 6, 1906, conveying lots 3 and 4, sec. 5, T. 10, R. 3, for \$500, appraised value, \$2,000; acknowledged before W. C. Douglas. No interpreter. Witnesses, W. C. Douglas, Wm. Hausser, jr., and Calvin S. Moore.  
 Deed dated August 27, 1906, Russell Johnson and wife, lots 3 and 4, sec. 5, T. 10, R. 3, for \$2,000, to Nickalous Ast.  
 Nickalous Ast and wife to Enos Nichols, mortgage dated August 27, 1906, same land, for \$1,000.  
 Nickalous Ast and wife to Willard Johnson, mortgage, same date, same land, for \$1,000.
86. Mah-meh-quan-che (John Mine) to W. W. Ives:  
 Deed dated July 2, 1906, conveying E.  $\frac{1}{4}$  SE.  $\frac{1}{4}$  sec. 24, T. 12, R. 1, for \$1,000; appraised value, \$3,800; acknowledged before W. A. Bonnet. No interpreter. Witnesses, W. S. Field and E. P. Erney.  
 Deed dated July 10, 1906, W. W. Ives and wife to E. W. Sweeney and Rose Sweeney, same land; consideration, \$1,500 cash and other considerations worth \$2,500.  
 Mortgage, September 4, 1906, E. W. Sweeney and Rose, his wife, E.  $\frac{1}{4}$  SE.  $\frac{1}{4}$  sec. 24, T. 12, R. 1, and one other tract, to Deming Investment Company for \$728.42.  
 Mortgage, September 4, 1906, E. W. Sweeney and Rose Sweeney, E.  $\frac{1}{4}$  SE.  $\frac{1}{4}$  sec. 24, T. 12, R. 1, and one other tract, to Deming Investment Company for \$1,600.  
 Assignment, October 29, 1906, E. W. Sweeney and wife, E.  $\frac{1}{4}$  SE.  $\frac{1}{4}$  sec. 24, T. 12, R. 1, to National Life Insurance Company for \$1,600.
87. Mah-to-pene to W. L. Chapman:  
 Deed dated July 23, 1906, conveying E.  $\frac{1}{4}$  SE.  $\frac{1}{4}$  sec. 11, T. 10, R. 3, for \$1,000; appraised value, \$4,800; acknowledged before F. Valdes Llano. Interpreters, Alberto Lobo and Mack Johnson. Witnesses, E.  $\frac{1}{4}$  SE.  $\frac{1}{4}$  sec. 11, T. 10, R. 3, and other tracts, for \$10,000.  
 Deed dated July 28, 1906, W. L. Chapman and wife to J. H. Myers, E.  $\frac{1}{4}$  SE.  $\frac{1}{4}$  sec. 11, T. 10, R. 3, and other tracts, for \$10,000.

37. Mah-to-pene to W. L. Chapman—Continued.  
Mortgage, July 28, 1906, J. H. Meyers to W. O. Dean, E.  $\frac{1}{2}$  SE.  $\frac{1}{2}$  sec. 11, T. 10, R. 3, for \$1,250.  
Deed dated July 28, 1906, J. H. Myers to C. J. Benson, same land, for \$1 and other valuable considerations.  
Mah-to-pene to W. W. Ives:  
Deed dated November 23, 1906, conveying E.  $\frac{1}{2}$  SE.  $\frac{1}{2}$  sec. 11, T. 10, R. 3, for \$1,000; appraised value, \$4,800; acknowledged before W. C. Douglas. Witnesses, W. C. Douglas and Elvira B. San Iuguri.  
Lease, December 26, 1906, W. W. Ives to J. H. Pemberton, E.  $\frac{1}{2}$  sec. 11, T. 10, R. 3, and W.  $\frac{1}{2}$  SW.  $\frac{1}{2}$  sec. 11, T. 10, R. 3, for \$525.  
Lease, January 5, 1906 (1907?), C. J. Benson and W. L. Chapman to W. P. Dix and Arlett Dix, E.  $\frac{1}{2}$  sec. 11, T. 10, R. 3. Consideration, farm improvements, etc.
38. Mah-tah-wah and wife (Wah-pah-ko-ko) to W. W. Ives:  
Deed dated July 30, 1906, conveying N.  $\frac{1}{2}$  NW.  $\frac{1}{2}$  sec. 4, T. 10, R. 3, for \$1,000; appraised value, \$2,560; acknowledged before W. A. Bonnet. No interpreter. Witnesses, Edward P. Erney and J. W. Gostlin.  
Mortgage, August 9, 1906, W. W. Ives and wife to M. A. Egan, NW.  $\frac{1}{2}$  sec. 4, T. 10, R. 3, and other tracts. Consideration, \$4,000.
39. Ma-sha-she and Pa-na-the (husband and wife) to W. L. Chapman:  
Deed dated July 23, 1906, conveying S.  $\frac{1}{2}$  NW.  $\frac{1}{2}$  and N.  $\frac{1}{2}$  SW.  $\frac{1}{2}$  sec. 18, T. 11, R. 3, for \$1,400; appraised value, \$4,000; acknowledged before F. Valdes Llano. Interpreters, Alberto Lobo and Mack Johnson. Witnesses, Alberto Lobo and R. C. Conline.  
Deed dated July 28, 1906, W. L. Chapman and wife to J. H. Myers, S.  $\frac{1}{2}$  NW.  $\frac{1}{2}$  and N.  $\frac{1}{2}$  SW.  $\frac{1}{2}$  sec. 18, T. 11, R. 3, and other tracts, for \$10,000.  
Deed dated July 28, 1906, J. H. Myers to C. J. Benson, S.  $\frac{1}{2}$  NW.  $\frac{1}{2}$  and N.  $\frac{1}{2}$  SW.  $\frac{1}{2}$  sec. 18, T. 11, R. 3, and other tracts, for \$1 and other valuable considerations.  
Mortgage, July 28, 1906, J. H. Myers to W. O. Dean, same land, for \$1,750.
40. Ma-ska-she and wife (Me-tha-pe-hah) to W. W. Ives:  
Deed dated July 31, 1906, conveying S.  $\frac{1}{2}$  NW.  $\frac{1}{2}$  sec. 18, T. 11, R. 3, for \$1,000; appraised value, \$2,000; acknowledged before W. A. Bonnet. Witnesses, E. P. Erney and J. W. Gostlin. No interpreter.
41. Ma-tha-ke-tha to W. L. Chapman:  
Deed dated July 23, 1906, conveying N.  $\frac{1}{2}$  SW.  $\frac{1}{2}$  sec. 11, T. 11, R. 2, for \$700; appraised value, \$2,800; acknowledged before F. Valdes Llano. Interpreters, A. Lobo and Mack Johnson. Witnesses, R. C. Conline and Alberto Lobo.  
Deed dated July 28, 1906, W. L. Chapman and wife to J. H. Myers, N.  $\frac{1}{2}$  SW.  $\frac{1}{2}$  sec. 11, T. 11, R. 2, consideration \$10,000.  
Deed dated July 28, 1906, J. H. Myers to C. J. Benson, N.  $\frac{1}{2}$  SW.  $\frac{1}{2}$  sec. 11, T. 11, R. 2, consideration \$1 and other valuable considerations.  
Mortgage, July 28, 1906, J. H. Myers to W. O. Dean, N.  $\frac{1}{2}$  SW.  $\frac{1}{2}$  sec. 11, T. 11, R. 2, for \$500.
42. Maw-ke-puck-e-the (Allotment of Waw-paw-naw-ke-she-no-quah, from whom Oc-que-nah-ko-the, father of above allottee, inherited) to L. C. Grimes:  
Deed dated January 4, 1907, conveying W.  $\frac{1}{2}$  SW.  $\frac{1}{2}$  sec. 18, T. 12, R. 2, an undivided one fourth interest, for \$200; appraised value, \$1,600; acknowledged before Ben V. King. No interpreter. No witnesses.
43. Maw-ke-puck-e-thee and I-mesh-kin (husband and wife) to Martha A. Grimes:  
Deed dated January 3, 1907, conveying W.  $\frac{1}{2}$  NE.  $\frac{1}{2}$  sec. 23, T. 12, R. 1, for \$2,000; appraised value, \$3,000; acknowledged before Ben V. King. Interpreter, George B. Kishketon. Witnesses, W. C. Grimes, Ben V. King, and J. R. Jacobs.  
Mortgage, March 27, 1907, Martha A. Grimes and husband, W.  $\frac{1}{2}$  NE.  $\frac{1}{2}$  sec. 23, T. 12, R. 1, for \$2,000.
44. Mesh-ah-quatt to John Garrett:  
Deed dated March 2, 1907, conveying lots 1, 2, 3, sec. 22, T. 12, R. 1, for \$700; appraised value, \$1,000; acknowledged before W. S. Search. No interpreter nor witnesses.

45. Me-she-kah and husband (No-tem) to W. W. Ives:  
Deed dated July 30, 1906, conveying lots 3 and 4, sec. 7, T. 12, R. 1, for \$1,000; appraised value, \$3,800; acknowledged before W. A. Bonnet. No interpreter. Witnesses, E. P. Erney and J. W. Gostin.
46. Me-thup-pe-hah, for minor son En-e-kohn, to W. W. Ives:  
Lease dated July 30, 1906, lots 5 and 6 and NW.  $\frac{1}{4}$  SE.  $\frac{1}{4}$  sec. 9, T. 10, R. 3, for \$50 per annum; acknowledged before Homer Yates and W. A. Bonnet. No interpreter. Witnesses, E. P. Erney and J. W. Gostin.
47. Mi-e-nah to John Garrett:  
Deed dated January 31, 1907, conveying W.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  sec. 33, T. 12, R. 2, and another tract, for \$1,000; appraised value, \$1,600; acknowledged before F. Valdes Llano. Interpreters, Alberto Lobo and George B. Kishketon. Witnesses, E. E. Hood and Alberto Lobo.
48. Na-nah-e-to to W. W. Ives:  
Deed dated August 27, 1906, conveying W.  $\frac{1}{4}$  NW.  $\frac{1}{4}$  sec. 31, T. 13, R. 1, for \$1,000; appraised value, \$2,500; acknowledged before W. A. Bonnet. No interpreter. Witnesses, H. M. Fennell and Paul Jones.  
Deed dated November 8, 1906, W. W. Ives and wife to West M. Manwell, W.  $\frac{1}{4}$  NW.  $\frac{1}{4}$  sec. 31, T. 13, R. 1, for \$25,000 (?); acknowledged before G. M. D. Steel.  
Mortgage, November 8, 1906, West M. Manwell and wife to W. W. Ives, W.  $\frac{1}{4}$  NW.  $\frac{1}{4}$  sec. 31, T. 13, R. 1, for \$2,000.
49. Nah-nah-shi-skin-no-quah and husband (Ah-na-ska-wah-to) to W. W. Ives:  
Deed dated August 28, 1907 (1906), conveying NE.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  and lot 1 sec. 8, T. 12, R. 1, for \$1,000; appraised value, \$3,200; acknowledged before W. C. Douglas. No interpreter. Witnesses, E. P. Erney and W. C. Douglas.  
Lease, November 28, 1906, Nah-nah-chi-skin-no-quah, for minor children, two-fifths of NE.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  lot 2, sec. 8, T. 12, R. 1, and other tracts, for \$100 per annum; acknowledged before W. A. Bonnet. Witnesses, M. J. Bentley, R. E. Duncan, P. H. James, and W. W. Ives. No interpreter.
50. Nah-nah-chi-skin-no-quah and husband, Tom Smith, and Wah-paw-ose and his wife, Pah-e-na, to W. W. Ives:  
Deed dated August 29, 1906, conveying NW.  $\frac{1}{4}$  SE.  $\frac{1}{4}$  and lot 2, sec. 8, T. 12, R. 1, for \$1,000; appraised value, \$2,800; acknowledged before W. A. Bonnet. No interpreter. Witnesses, E. P. Erney and Paul Jones.  
Lease, August 29, 1906, Nah-nah-chi-skin-no-quah, for her minor children, to W. W. Ives, lots 1 and 9, SE.  $\frac{1}{4}$ , and lot 10, sec. 17, T. 12, R. 1, and other tracts, for \$100 per annum; acknowledged before H. C. Douglas. No interpreter. Witnesses, E. P. Erney and W. C. Douglas.  
Lease, November 28, 1906, Nah-nah-chi-skin-no-quah to W. W. Ives, lots 1 and 9, sec. 17, T. 12, R. 1, for \$100 per annum; acknowledged before W. A. Bonnet. Witnesses, M. J. Bentley, R. E. Duncan, and P. H. James.
51. Na-mah-che-tha-qua to W. W. Ives:  
Deed dated November 27, 1906, conveying lots 3 and 4, sec. 13, T. 11, R. 2, for \$1,000; appraised value, \$556.80; acknowledged before W. A. Bonnet. No interpreter. Witnesses, M. J. Bentley and Roman Galin.
52. Ne-pah-pah to Ida B. Bentley and W. W. Ives:  
Deed dated November 20, 1906, conveying N.  $\frac{1}{4}$  SE.  $\frac{1}{4}$  sec. 12, T. 10, R. 3, for \$2,000; acknowledged before W. A. Bonnet. No interpreter. Witnesses, H. M. Fennell and Ke-to-quah.
53. Nep-pah-hah to J. H. Everest:  
Deed dated July 2, 1906, conveying lot 5, sec. 17, T. 12, R. 1, and other tracts, for \$1,800; appraised value, \$——; acknowledged before W. A. Bonnet. No interpreter. Witnesses, Martin J. Bentley and H. M. Fennell.  
Mortgage dated September 6, 1906, Nep-pah-pah to J. H. Everest, lots 2, 3, 1, and 4 and other tracts in sec. 21, T. 12, R. 1, for \$1,800; acknowledged before W. A. Bonnet. No interpreter. Witnesses, Martin J. Bentley and H. M. Fennell.

**53. Nap-pah-hah to J. H. Everest—Continued.**

Mortgage, September 6, 1906, Nap-pah-pah to J. H. Everest, lots 2, 3, 1, and 4 and other tracts in sec. 21, T. 12, R. 1, and undivided one-sixth interest, for \$1,800; acknowledged before W. A. Bonnet. No interpreter. Witnesses, Martin J. Bentley and H. M. Fennell.

Mortgage, September 6, 1906, Nap-pah-pah to J. H. Everest, one-sixth interest in lots 1, 2, 3, and 4 of sec. 21, T. 12, R. 1, and other tracts, for \$1,800. No interpreter. Acknowledged before W. A. Bonnet. Witnesses, Martin J. Bentley and H. M. Fennell.

**54. Ne-kah-na-pit and wife (Ah-na-tha-hah-quah) to W. W. Ives:**

Deed dated July 6, 1906, conveying N.  $\frac{1}{2}$  NE.  $\frac{1}{4}$  sec. 14, T. 10, R. 3, for \$2,000; appraised value, \$3,500; acknowledged before W. A. Bonnet. No interpreter. Witnesses, W. S. Field and E. P. Erney.

**Ne-kah-na-pit to W. L. Chapman:**

Deed dated August 25, 1906, conveying N.  $\frac{1}{2}$  NE.  $\frac{1}{4}$  sec. 14, T. 10, R. 3, for \$1,000; appraised value, \$3,500; acknowledged before F. Valdes Llano. Interpreters, Joe Whipple and Alberto Lobo. Witnesses, R. C. Conline, Joe Whipple, and Alberto Lobo.

**55. No-ten and wife to J. H. Everest:**

Deed dated ———, conveying W.  $\frac{1}{2}$  SE.  $\frac{1}{4}$  sec. 33, T. 12, R. 2, for \$———; appraised value, \$3,500. No interpreter. No witnesses.

Deed dated April 24, 1905, J. H. Everest and wife to Martin J. Bentley and Ida B. Bentley, W.  $\frac{1}{2}$  SE.  $\frac{1}{4}$  sec. 33, T. 12, R. 2, for \$1.

Deed dated April 28, 1905, Martin J. and Ida B. Bentley to J. H. Maxey, W.  $\frac{1}{2}$  SE.  $\frac{1}{4}$  sec. 33, T. 12, R. 2, for \$3,050.

Deed, May 8, 1905, Maxey and wife to W. F. Ramseler, for \$3,500, same land.

Mortgage, May 8, 1905, Ramseler and wife to J. H. Maxey, \$3,000, same land.

Deed dated July 2, 1906, No-ten to Ida B. Bentley, conveying W.  $\frac{1}{2}$  SE.  $\frac{1}{4}$  sec. 33, T. 12, R. 2, for \$2,000; appraised value \$———; acknowledged before W. A. Bonnet. No interpreter. Witnesses, W. S. Field and E. P. Erney.

Deed dated July 26, 1906, Ida B. Bentley to W. F. Ramseler, W.  $\frac{1}{2}$  SE.  $\frac{1}{4}$  sec. 33, T. 12, R. 2, for \$1.

**56. O-ke-mah, on behalf of Pah-ka-ton-oke, heir of mother, Tho-kah-quamuck, to W. W. Ives:**

Lease dated July 30, 1906, N.  $\frac{1}{2}$  SW.  $\frac{1}{4}$  sec. 24, T. 10, R. 3, for \$100 per annum; acknowledged before Homer Yates and W. A. Bonnet. No interpreter. Witnesses, Edward P. Erney and J. W. Gostin.

**O-ke-mah, father of Pah-kah-tuck, to Ida B. Bentley:**

Deed dated April 25, 1907, conveying lots 1, 2, and 5 in sec. 25, T. 10, R. 3, for \$1,000; appraised value, \$3,663; acknowledged before W. A. Bonnet. No interpreter. Witnesses, P. C. Jones and R. H. Biblot.

**57. O-que-mah-ab-them and wife (Ke-ah-quah-quah) to W. W. Ives:**

Deed dated November 20, 1906, conveying N.  $\frac{1}{2}$  NE.  $\frac{1}{4}$  sec. 19, T. 11, R. 3, for \$1,000; appraised value, \$2,000; acknowledged before W. A. Bonnet. No interpreter. Witnesses, H. M. Fennell and V. V. Lambert.

Lease dated February 11, 1907, W. W. Ives to S. A. Hampton, N.  $\frac{1}{2}$  NE.  $\frac{1}{4}$ , N.  $\frac{1}{2}$  SE.  $\frac{1}{4}$ , S.  $\frac{1}{2}$  SW.  $\frac{1}{4}$ , sec. 19, T. 11, R. 3; consideration, \$325 per annum.

**See Wa-pa-ho-ko.**

**58 (and 59). O-que-mah-ab-them to W. L. Chapman:**

Deed dated July 21, 1906, conveying W.  $\frac{1}{2}$  NW.  $\frac{1}{4}$  sec. 15, T. 12, R. 1, for \$600; appraised value, \$2,500; acknowledged before F. Valdes Llano. Interpreters, Alberto Lobo and Mack Johnson. Witnesses, Alberto Lobo and R. C. Conline.

Mortgage, July 26, 1906, W. L. Chapman and wife to C. J. Benson, W.  $\frac{1}{2}$  NW.  $\frac{1}{4}$  sec. 15, T. 12, R. 1, for \$800.

Deed, July 27, 1906, W. L. Chapman and wife to C. J. Benson, W.  $\frac{1}{2}$  NW.  $\frac{1}{4}$  sec. 15, T. 12, R. 1, and other tracts; consideration, \$1 and other valuable considerations.

**O-que-mah-ab-them and wife (Ke-ah-quah-quah) to W. W. Ives:**

Deed dated July 30, 1906, conveying W.  $\frac{1}{2}$  NW.  $\frac{1}{4}$  sec. 15, T. 12, R. 1, for \$1,000; appraised value, \$2,500; acknowledged before W. A. Bonnet. No interpreter. Witnesses, E. P. Erney and J. W. Gostin.

59. O-que-mah-ah-them and wife (Ke-ah-quah-quah [Mo-ke-she]) to W. W. Ives: Deed dated July 30, 1906, conveying E.  $\frac{1}{4}$  NW.  $\frac{1}{4}$  sec. 15, T. 12, R. 1, for \$1,000; appraised value, \$3,500; acknowledged before W. A. Bonnet. No interpreter. Witnesses, E. P. Erney and J. W. Gostin.  
See 26, 57, 58.
60. Pah-e-nah to W. L. Chapman:  
Deed dated July 25, 1906, conveying W.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 11, T. 10, R. 3, for \$1,000; appraised value, \$1,400; acknowledged before F. Valdes Llano. Interpreter, Alberto Lobo. Witnesses, R. C. Conline and Alberto Lobo.  
Deed dated July 28, 1906, W. L. Chapman and wife to J. H. Myers, W.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 11, T. 10, R. 3 and others, for \$10,000.  
Mortgage, July 28, 1906, J. H. Myers to W. O. Dean, W.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 11, T. 10, R. 3, for \$1,350.  
Deed, July 28, 1906, J. H. Myers to C. J. Benson, W.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 11, T. 10, R. 3 and other tracts, for \$1, etc.
- Pah-e-nah and husband (Waw-pah-ose) to W. W. Ives:  
Deed dated July 30, 1906, conveying W.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 11, T. 10, R. 3, for \$1,000; appraised value, \$1,400; acknowledged before W. A. Bonnet. No interpreter. Witnesses, E. P. Erney and Stanley Edge.  
Lease, December 26, 1906, W. W. Ives to J. H. Pemberton, W.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 11, T. 10, R. 13, consideration, \$525 per annum.  
Lease, December 26, 1906, W. W. Ives to J. H. Pemberton, E.  $\frac{1}{4}$  and W.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 11, T. 10 R. 13, consideration, \$525.
61. Fah-ko-tah and Pum-y-tum-moke (husband and wife) to W. L. Chapman:  
Deed dated July 23, 1906, conveying E.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  sec. 11, T. 10, R. 3, and W.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  sec. 11, T. 10, R. 3, consideration, \$2,000; appraised value, \$7,600; acknowledged before F. Valdes Llano. Interpreters, A. Lobo and Mack Johnson. Witnesses, R. C. Conline and Alberto Lobo.  
Deed, July 28, 1906, W. L. Chapman and wife to C. J. Benson, NE.  $\frac{1}{4}$  sec. 11, T. 10, R. 3 and other tracts for \$1 and other valuable considerations.  
Mortgage, August 10, 1906, W. L. Chapman and wife to W. O. Dean, NE.  $\frac{1}{4}$  sec. 11, T. 10, R. 3, for \$2,000.  
See below for lease.
- Pah-ko-tah and Pum-y-tum-moke (husband and wife) to W. W. Ives:  
Deed dated July 30, 1906, conveying E.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  sec. 11, T. 10, R. 3, for \$1,000; appraised value, \$4,000; acknowledged before W. A. Bonnet. No interpreter. Witnesses E. P. Erney and J. W. Gostin.  
Lease, December 26, 1906, W. W. Ives to J. H. Pemberton and ———, all of E.  $\frac{1}{4}$  of sec. 11, T. 10, R. 3; W.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 11, T. 10, R. 3, consideration, \$525 per annum.  
Lease, January 5, 1906 (1907), C. J. Benson and W. L. Chapman to W. P. Dix and Arnett Dix, all of E.  $\frac{1}{4}$  of sec. 11, T. 10, R. 3, consideration, "Farm improvements and other considerations."
62. Pah-ko-ne to W. L. Chapman:  
Deed dated August 25, 1906, conveying E.  $\frac{1}{4}$  NW.  $\frac{1}{4}$  sec. 31, T. 12, R. 1, for \$300; appraised value, \$2,600; acknowledged before F. Valdes Llano. Interpreters, Alberto Lobo and Mack Johnson. Witnesses, R. C. Conline, Joe Whipple and Alberto Lobo.  
Deed, September 20, 1906, W. L. Chapman and wife to L. C. Grimes, E.  $\frac{1}{4}$  NW.  $\frac{1}{4}$  sec. 31, T. 13, R. 1, for \$434.  
Mortgage, September 24, 1906, L. C. and Martha A. Grimes, E.  $\frac{1}{4}$  NW.  $\frac{1}{4}$  sec. 31, T. 13, R. 1, to Deeming Investment Co., for \$400.  
Mortgage, September 24, 1906, L. C. and Martha A. Grimes, same land to Deeming Investment Co., for \$145.75.
- Pah-ko-ne to J. H. Woods:  
Contract for deed, date not given, acknowledged December 1, 1906, before W. A. Bonnet, consideration "Attorney services of J. H. Woods in assisting Pah-ko-ne to recover title to E.  $\frac{1}{4}$  NW.  $\frac{1}{4}$  sec. 31, 13 R. 1, etc."
63. Pah-nah-keth-ko and husband (Ah-kis-kuck) to Ida B. Bentley:  
Deed dated July 31, 1906, conveying W.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 18, T. 12, R. 2, for \$1 and other valuable considerations; acknowledged before W. A. Bonnet. No interpreter. Witnesses, Edward P. Erney and Stanley Edge. Appraised value, \$1,600.

63. Pah-nah-keth-ko and husband (Ah-kis-kuck) to Ida B. Bentley—Continued.
  1. Mortgage, February 28, 1903, Manuel Miles to J. H. Everest, lots 3 and 4, or W.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 18, T. 12, R. 2; consideration, \$183. Witnesses, C. S. Gout and Jno. Wullick.
  2. Mortgage, November 10, 1902, Manuel Miles to J. H. Everest, W.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 18, T. 12, R. 2, acknowledged before Jno. Holyaptel; consideration, \$150. Witnesses, O. Spraat and W. H. Dalgh.Mortgage numbered 1, acknowledged before John H. Wright.  
See Ah-kis-kuck.
64. Pah-na-keth-ko and husband (Ah-kis-kuck) to Ida B. Bentley:  
Deed dated July 5, 1906, conveying S.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  sec. 6, T. 12, R. 1, for \$1,000; appraised value, \$4,000; acknowledged before W. A. Bonnet. No interpreter. Witnesses, E. P. Erney and W. S. Field.  
Mortgage, August 4, 1906, Ida B. Bentley and husband to J. H. Everest, S.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  sec. 6, T. 12, R. 1, and lots also, consideration \$5,000.  
Mortgage, August 22, 1906, Ida B. Bentley to J. H. Everest, S.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  sec. 6, T. 12, R. 1, and lots 1 and 2, sec. 6, T. 12, R. 1; consideration \$5,000.  
Ah-kis-kuck to Ida B. Bentley:  
Deed, no date, conveying S.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  sec. 6, T. 12, R. 1, and other tracts.  
Ah-kis-kuck and wife (Pah-nah-keth-tho) to W. L. Chapman:  
Deed dated August 25, 1906, conveying S.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  sec. 6, T. 12, R. 1, for \$4,000; appraised value ———; acknowledged before F. Valdes Llano. Interpreters, Alberto Lobo and Joe Whipple. Witnesses, R. C. Conine, Joe Whipple, and Alberto Lobo.  
See No. 5. (Ah-kis-kuck).
65. Pah-pah-me-na-ko-the, a widower, to W. L. Chapman:  
Deed dated July 2, 1906, conveying S.  $\frac{1}{4}$  NW.  $\frac{1}{4}$  sec. 12, T. 10, R. 3, for \$1,000; appraised value, \$3,200; acknowledged before W. C. Douglas. Interpreter, William Murdock. Witnesses, W. C. Douglas and L. C. Grimes.  
Mortgage July 1, 1906, W. L. Chapman and wife to C. J. Benson, S.  $\frac{1}{4}$  NW  $\frac{1}{4}$  sec. 12, T. 10, R. 3, for \$1,200.  
Deed dated July 28, 1906; W. L. Chapman and wife to C. J. Benson, S.  $\frac{1}{4}$  NW.  $\frac{1}{4}$  sec. 12, T. 10, R. 3, and other tracts; consideration \$100 and other valuable considerations.
66. Pah-pah-me-na-ko-the, heir of Tah-ko-me, Pam-pah-quah, Cam-kah-tho, Ko-he-kah-pah-quah and Maud Jones, all deceased, to W. L. Chapman.  
Deed dated July 2, 1906, conveying lots 2, 3, 7, and 5, sec. 21, T. 12, R. 1, (allotment of Maud Jones), and other tracts for \$2,000; appraised values, \$5,921.50; acknowledged before W. C. Douglas. Interpreter, Wm. Murdock. Witnesses, W. C. Douglas, L. C. Grimes, and Wm. Murdock.  
Mortgage, July 1, 1906, W. L. Chapman and wife to C. J. Benson; lots 2, 3, and 5, sec. 21, T. 12, R. 1; consideration, \$500.  
Deed, no date, W. L. Chapman and wife to C. J. Benson; lots 2, 3, and 5, sec. 21, T. 12, R. 1, and other tracts for \$1 and other valuable considerations.  
Pah-pah-me-na-ko-the to J. H. Everest:  
Deed dated August 27, 1906, conveying lots 1, 2, 3, 4, and 5, sec. 21, T. 12, R. 1, for \$1,000; appraised value, \$2,271.50 (lots 1 and 4, \$1,050, being the allotment of Ah-me-oh-quah); acknowledged before W. A. Bonnet. No interpreter. Witnesses, Paul Jones and H. M. Hargrave.
67. Pah-pah-me-na-ko-the (heir of Tah-ko-me, Pam-pah-quah, Eam-kah-tho, Ko-phe-kah-pah-quah, and Maud Jones, all deceased) to W. L. Chapman.  
Deed dated July 2, 1906, conveying lot 1, sec. 20, T. 12, R. 1, and lot 5, sec. 17, T. 12, R. 1 (part of the allotment of Ko-he-kah-pah-quah) and other tracts for \$2,000; appraised value, \$200, acknowledged before W. C. Douglas. Interpreter, Wm. Murdock. Witnesses, W. C. Douglas, L. C. Grimes, and Wm. Murdock.  
Mortgage, July 1, 1906, W. L. Chapman and wife to C. J. Benson, lots 1 and 4, sec. 16, T. 12, R. 1 and other tracts; consideration, \$500.  
Deed July 27, 1906, W. L. Chapman and wife to C. J. Benson, lot 1, sec. 20, T. 12, R. 1, for \$1 and other valuable considerations.



68. Pab-pah-me-na-ko-the (heir of Tah-ko-me, Pam-hah-quah, Cam-pah-tho, Ko-he-kah-pah-quah and Maud Jones) to W. L. Chapman:  
 Deed dated July 2, 1906, conveying E.  $\frac{1}{2}$  NE.  $\frac{1}{2}$  sec. 16, T. 12, R. 1 (allotment of Tah-ko-me), and other tracts for \$2,000; appraised value, \$2,000; acknowledged before W. C. Douglas. Interpreter, William Murdock. Witnesses W. C. Douglas, L. C. Grimes, and William Murdock.
- Deed, July 27, 1906, W. L. Chapman and wife to C. J. Benson, E.  $\frac{1}{2}$  NE.  $\frac{1}{2}$  sec. 16, T. 12, R. 1, and other tracts for \$1 and other valuable considerations.
- Mortgage, July 1, 1906, W. L. Chapman and wife to C. J. Benson, E.  $\frac{1}{2}$  NE.  $\frac{1}{2}$  sec. 16, T. 12, R. 1, for \$500.
69. Pab-pah-me-na-ko-the to J. H. Everest:  
 Deed dated August 27, 1906, conveying lots 1, 2, 3, 4, and 5, sec. 21, T. 12, R. 1, for \$1,000; appraised value, \$2,271.50; acknowledged before W. A. Bonnet. No interpreter. Witnesses, Paul Jones and H. M. Fennell.
- Deed dated August 27, 1906, conveying W.  $\frac{1}{2}$  SE.  $\frac{1}{2}$  sec. 14, T. 12, R. 1, for \$1,000; appraised value, \$3,000; acknowledged before W. A. Bonnet. No interpreter. Witnesses, Martin J. Bentley and Paul Jones.
70. Pab-pah-me-na-ko-the (land of wife, Pab-ah-kah-ne) to R. C. and Carmen Conline:  
 Deed dated October 8, 1906, conveying N.  $\frac{1}{2}$  SW  $\frac{1}{2}$  sec. 12, T. 10, R. 3, for \$700; appraised value, \$4,400; acknowledged before T. J. Murray. Interpreter, Wm. Murdock. Witnesses, Albert Ihuken and William Murdock.
- Deed dated October 22, 1906, R. C. and Carmen Conline to Chapman and Brown, N.  $\frac{1}{2}$  SW.  $\frac{1}{2}$  sec. 12, T. 10, R. 3, for \$850.
71. Pab-pah-thah-peah and wife (Peck-ke-peah) to W. L. Chapman:  
 Deed dated June 25, 1906, conveying NW.  $\frac{1}{2}$  NW.  $\frac{1}{2}$  and lot 1 of sec. 23, T. 12, R. 1, for \$500; appraised value, \$900; acknowledged before Ben V. King. Interpreter, Mack Johnson. Witnesses, Ben V. King and George F. Graham.
- Deed, no date, W. L. Chapman and wife to C. J. Benson, NW.  $\frac{1}{2}$  NW.  $\frac{1}{2}$  and lot 1 sec. 23, T. 12, R. 1 and others; consideration, \$1 and other valuable considerations.
- Mortgage, July 1, 1906, W. L. Chapman and wife to C. J. Benson, NW.  $\frac{1}{2}$  NW.  $\frac{1}{2}$  and lot 1 sec. 23, T. 12, R. 1; consideration, \$600.
72. Pab-pe-ack to W. L. Chapman:  
 Deed dated August 25, 1906, conveying S.  $\frac{1}{2}$  SE.  $\frac{1}{2}$  sec. 30, T. 11, R. 3, for \$500; appraised value, \$2,800; acknowledged before F. Valdes Llano. Interpreters, Joe Whipple and Alberto Lobo. Witnesses, R. C. Conline and Joe Whipple.
- Deed, August 4, 1906, conveying S.  $\frac{1}{2}$  SE.  $\frac{1}{2}$  sec. 30, T. 11, R. 3 (one-half interest), and lots 1, 2, 3, and 4 sec. 6, T. 10, R. 3, W. L. Chapman to A. T. Brown, for \$650.
- Lease, November 26, 1906, W. L. Chapman and A. T. Brown to J. F. Logan, S.  $\frac{1}{2}$  SE.  $\frac{1}{2}$  sec. 30, T. 11, R. 3, for \$150.
- Pab-pe-ack to W. W. Ives:  
 Deed dated August 28, 1906, conveying S.  $\frac{1}{2}$  SE.  $\frac{1}{2}$  sec. 30, T. 11, R. 3; consideration, \$1,000; appraised value, ———; acknowledged before W. C. Douglas. No interpreter. Witnesses, Edward P. Earney and Martin J. Bentley.
73. Pa-pe-ah-she and Ko-ke-kahsh, his wife, to C. M. Cade:  
 Deed dated July 2, 1906, conveying lots 5, 6, and 7 sec. 5, T. 10, R. 3, for \$600; appraised value, \$931.50; acknowledged before Ben V. King. Interpreter, Wm. Murdock. Witnesses, Ben V. King, William Murdock, and Calvin S. Moore.
74. Paw-kaw-kah to W. L. Chapman:  
 Deed dated July 23, 1906, conveying S.  $\frac{1}{2}$  SE.  $\frac{1}{2}$  sec. 4, T. 10, R. 3, for \$600; appraised value, \$3,000; acknowledged before F. Valdes Llano. Interpreters, Mack Johnson and Alberto Lobo. Witnesses, R. C. Conline and Alberto Lobo.
- Deed, July 28, 1906, W. L. Chapman and wife to J. H. Myers, S.  $\frac{1}{2}$  SE.  $\frac{1}{2}$  sec. 4, T. 10, R. 3, for \$10,000.

74. Paw-kaw-kah to W. L. Chapman—Continued.  
Deed, July 28, 1906, J. H. Myers to C. J. Benson, S.  $\frac{1}{2}$  SE.  $\frac{1}{2}$  sec. 4, T. 10, R. 3, for \$1 and other considerations.  
Mortgage, July 28, 1906, J. H. Myers to W. O. Dean, S.  $\frac{1}{2}$  SE.  $\frac{1}{2}$  sec. 4, T. 10, R. 3, for \$850.  
Deed, January 5, 1907, C. J. Benson and Grace D. Benson (wife) to A. H. Gray, same land, for \$3,000.  
Mortgage, January 7, 1907, A. H. Gray and wife to C. R. Dean, S.  $\frac{1}{2}$  SE.  $\frac{1}{2}$  sec. 4, T. 10, R. 3, for \$1,200.
75. Peah-twyh-tuck (Steven Mohawk) to John Garrett:  
Deed dated December 24, 1906, conveying W.  $\frac{1}{2}$  NW.  $\frac{1}{2}$  sec. 11, T. 10, R. 3, for \$1,900; appraised value, \$5,000; acknowledged before F. Valdes Llano. Witnesses, Alberto Lobo and G. B. Kishketon. No interpreter.
76. Peck-ke-as-peah and husband (Pah-pah-thah-peah) to R. C. Conline:  
Deed dated July 30, 1906, conveying E.  $\frac{1}{2}$  NW.  $\frac{1}{2}$  sec. 23, T. 12, R. 1, for \$600; appraised value, \$1,000; acknowledged before Ben V. King. Interpreter, Mack Johnson. Witnesses, Ben V. King and L. C. Grimes.  
Deed, March 27, 1907, R. C. Conline and wife to Martha A. Grimes, E.  $\frac{1}{2}$  NW.  $\frac{1}{2}$  sec. 23, T. 12, R. 1, for \$1,500.  
Mortgage, March 27, 1907, Martha A. Grimes and husband to Enos Nichols, E.  $\frac{1}{2}$  NW.  $\frac{1}{2}$  sec. 23, T. 12, R. 1, and one other tract, for \$2,000.
77. Pem-e-tah-home-ah-quah and husband (Mah-se-tah-ten-no) to W. L. Chapman.  
Deed dated July 23, 1906, conveying E.  $\frac{1}{2}$  SW.  $\frac{1}{2}$  sec. 6, T. 12, R. 1, for \$1,000; appraised value, \$2,850; acknowledged before F. Valdes Llano. Interpreters, Alberto Lobo and Mack Johnson. Witnesses, R. C. Conline and Alberto Lobo.  
Deed, July 28, 1906, W. L. Chapman and wife to W. W. Andrew, E.  $\frac{1}{2}$  SW.  $\frac{1}{2}$  sec. 6, T. 12, R. 1, and other tracts, for \$6,000.  
Mortgage, July 28, 1906, W. W. Andrew to W. O. Dean, E.  $\frac{1}{2}$  SW.  $\frac{1}{2}$  sec. 6, T. 12, R. 1, for \$1,200.  
Deed, July 28, 1906, W. W. Andrew to C. J. Benson, E.  $\frac{1}{2}$  SW.  $\frac{1}{2}$  sec. 6, T. 12, R. 1, and other pieces, for \$2,000.
78. Pem-e-pah-hone-ah-quah (by Ah-kis-kuck) Ni-ah-ke-peah (by Ah-kis-kuck) to Ida B. Bentley:  
Lease, July 5, 1906, E.  $\frac{1}{2}$  SW.  $\frac{1}{2}$  sec. 6, T. 12, R. 1, and one other tract, for \$300 per annum; acknowledged before W. A. Bonnet. Witnesses, E. P. Erney and W. S. Field.  
See No. 5.
79. Pem-e-tum-wah and We-ah-che-ka to W. W. Ives:  
Deed dated November 24, 1906, conveying lots 1, 2, 3, and 4 in sec. 28, T. 10, R. 3, for \$1,000; acknowledged before W. C. Douglas. Witnesses, M. J. Bentley and M. Menchaca. No interpreter.
80. Pem-me-pa-hone-nah (husband of Me-paw-ki-e-quah, deceased) to E. E. Hood:  
Deed dated December 31, 1906, conveying N.  $\frac{1}{2}$  NW.  $\frac{1}{2}$  sec. 19, T. 12, R. 2, for \$200; appraised value, \$1,600; acknowledged before F. Valdes Llano. Interpreters, Alberto Lobo and George B. Kishketon. Witnesses, Alberto Lobo and George B. Kishketon.  
We-ko-peth-o-que (daughter of Me-paw-ki-e-quah) to John Garrett:  
Deed dated January 11, 1907, conveying N.  $\frac{1}{2}$  NW.  $\frac{1}{2}$  sec. 19, T. 12, R. 2, for \$800; appraised value, \$1,600; acknowledged before Ben V. King. No interpreter. Witness, Ke-o-sa-ah-quah.  
Deed dated January 11, 1907, conveying S.  $\frac{1}{2}$  NE.  $\frac{1}{2}$  sec. 19, T. 12, R. 2, and another tract, for \$800; appraised value, \$1,600 (to John Garrett); acknowledged before Ben V. King. No interpreter. Witness, Ke-o-sa-ah-quah.
81. Pem-me-pah-hone-nah (nephew of Pesh-she-quah, deceased) to John Garrett:  
Deed dated December 31, 1906, conveying lots 2 and 3, sec. 23, T. 12, R. 1, for \$150; appraised value, \$1,600; acknowledged before F. Valdes Llano. Interpreters, Alberto Lobo and G. B. Kishketon. Witnesses, Alberto Lobo and G. B. Kishketon.  
Deed, January 16, 1907, John Garrett and wife to Martha A. Grimes, lot 3 in sec. 23, T. 12, R. 1, for \$200.  
Deed, January 16, 1906, John Garrett and wife to W. L. Bradley, lot 2, sec. 23, T. 12, R. 1, for \$200.

- 82. Pe-quā and Pah-nah-ka-the (husband and wife) to W. L. Chapman:**  
 Deed dated August 25, 1906, conveying lots 3 and 4, sec. 6, T. 10, R. 3, and lots 1 and 2, sec. 6, T. 10, R. 3, for \$500; appraised value, \$4,400; acknowledged before F. Valdes Llano. No interpreter. Witnesses, R. C. Conline, Joe Whipple, and Alberto Lobo.
- Pe-quā and Pah-nah-ka-the (husband and wife) to W. W. Ives:**  
 Deed dated August 28, 1906, conveying lots 3 and 4, sec. 6, T. 10, R. 3, for \$1,000; appraised value, \$2,000; acknowledged before W. C. Douglas. No interpreter. Witnesses, E. P. Erney and W. C. Douglas.
- Deed, September 7, 1906 (August 4, 1906), W. L. Chapman to A. T. Brown, S.  $\frac{1}{2}$  SE.  $\frac{1}{4}$  sec. 20, T. 11, R. 3 (one-half interest), and lots 1, 2, 3, and 4, sec. 6, T. 10, R. 3, for \$650.
- Lease, no date, lots 1 and 2 of sec. 6, T. 10, R. 3, W. L. Chapman and A. T. Brown to L. B. Bryan, for \$120 per annum.
- 83. Pe-quā and Pah-nah-ka-the (husband and wife) to W. L. Chapman:**  
 Deed dated August 25, 1906, conveying lots 1, 2, 3, and 4 of sec. 6, T. 10, R. 3, for \$800; appraised value, \$4,400; acknowledged before F. Valdes Llano. Interpreters, Alberto Lobo and Joe Whipple. Witnesses, R. C. Conline, Joe Whipple, and Alberto Lobo.
- Deed, August 4, 1906, W. L. Chapman and wife to A. T. Brown, lots 1, 2, 3, and 4, sec. 6, T. 10, R. 3, for \$650.
- Pe-quā and Pah-nah-ka-tho (husband and wife) to W. W. Ives:**  
 Deed dated August 28, 1906, conveying lots 3 and 4, sec. 6, T. 10, R. 3, for \$1,000; appraised value, \$2,000; acknowledged before W. C. Douglas. No interpreter. Witnesses, E. P. Erney and W. C. Douglas.
- Pah-nah-ka-tho and husband (Pe-quā) to W. W. Ives:**  
 Deed dated August 28, 1906, conveying lots 1 and 2, sec. 6, T. 10, R. 3, for \$1,000; appraised value, \$2,400; acknowledged before W. C. Douglas. No interpreter. Witnesses, E. P. Erney and W. C. Douglas.
- 84. Pis-ko-nah-ah to W. L. Chapman:**  
 Deed dated ——— (acknowledged July 31, 1906), conveying N.  $\frac{1}{2}$  NE.  $\frac{1}{4}$  sec. 31, T. 12, R. 2, for \$1,000; appraised value, \$2,000; acknowledged before T. J. Murray. Interpreter, Mack Johnson. Witnesses, Mack Johnson and T. J. Murray.
- Deed, July 27, 1906, W. L. Chapman and wife to C. J. Benson, N.  $\frac{1}{2}$  NE.  $\frac{1}{4}$  sec. 31, T. 12, R. 1, and other tracts, for \$1 and other valuable considerations.
- Mortgage, August 3, 1906, W. L. Chapman to W. O. Dean, N.  $\frac{1}{2}$  NE.  $\frac{1}{4}$  sec. 31, T. 12, R. 1, for \$1,100.
- 85. Puck-ke-shin-no and Thl-the-quah, his wife, to Martha A. Grimes:**  
 Deed dated June 18, 1906, conveying S.  $\frac{1}{2}$  NE.  $\frac{1}{4}$  sec. 12, T. 10, R. 3, for \$1,500; appraised value, \$5,000; acknowledged before T. J. Murray. Interpreter, Geo. Kishketon. Witnesses, L. C. Grimes and Geo. Kishketon.
- Puck-ke-shin-no (by Kish-ke-nic-quote) to W. W. Ives:**  
 Lease, July 2, 1906, S.  $\frac{1}{2}$  NE.  $\frac{1}{4}$  sec. 12, T. 10, R. 3, for \$600 per annum; acknowledged before W. A. Bonnet and Hal Johnson. No interpreter. Witnesses, E. P. Erney and W. S. Field.
- 86. Py-a-tho and husband (Ah-nah-no-tha) to R. C. Conline:**  
 Deed dated November 24, 1906, conveying W.  $\frac{1}{2}$  SE.  $\frac{1}{4}$  sec. 10, T. 10, R. 3, for \$1,000; appraised value, \$4,500; acknowledged before T. J. Murray. Interpreter, Mack Johnson. Witnesses, Mack Johnson and Chas. Fessman.
- Py-a-tho, heir of Mah-sko-ta-o-tah, and husband (Ah-mah-no-tha), to R. C. Conline:**  
 Deed dated November 12, 1906, one-third interest E.  $\frac{1}{2}$  SE.  $\frac{1}{4}$  sec. 10, T. 10, R. 3, for \$300; appraised value, \$1,000.00 (one-third interest); acknowledged before T. J. Murray. Interpreter, Mack Johnson. Witness, Mack Johnson.
- 87. Py-yo-kah to M. A. Grimes:**  
 Deed dated March 25, 1906, conveying N.  $\frac{1}{2}$  SE.  $\frac{1}{4}$  sec. 3, T. 10, R. 3, for \$1,500; appraised value, \$2,400; acknowledged before A. G. Hollis. No interpreter. Witnesses, A. G. Hollis and H. W. Graunzow.

88. Qua-to-quah and husband (Ah-ten-y-e-tuck) to W. L. Chapman:  
Deed dated June 23, 1906, conveying E.  $\frac{1}{2}$  SW.  $\frac{1}{2}$  sec. 19, T. 12, R. 2, for \$650; appraised value, \$1,800; acknowledged before Ben V. King. Interpreter, Mack Johnson. Witnesses, Ben V. King, Calvin S. Moore, and William Murdock.  
Mortgage, July 1, 1906, W. L. Chapman and wife to C. J. Benson, E.  $\frac{1}{2}$  SW.  $\frac{1}{2}$  sec. 19, T. 12, R. 2, for \$750.
89. Pe-pe-ah-she makes affidavit that Qual-to-quah is resident of Mexico for two years and five months and has been allotted E.  $\frac{1}{2}$  SW.  $\frac{1}{2}$  sec. 19, T. 12, R. 2.  
Qual-to-quah to W. L. Chapman (?); affidavit dated June 22, 1906; acknowledged before W. C. Douglas. Witnesses, W. C. Douglas, Walter P. Napier, and Wm. Murdock.
90. Ske-na-tho-pe to W. W. Ives:  
Deed dated July 31, 1906, conveying E.  $\frac{1}{2}$  SE.  $\frac{1}{2}$  sec. 2, T. 11, R. 2, for \$1,000; appraised value, \$720; acknowledged before W. A. Bonnet. No interpreter. Witnesses, E. P. Erney and J. W. Gostin.
91. Sha-wah-kah to W. W. Ives:  
Deed dated July 30, 1906, conveying lot 11, sec. 17, T. 12, R. 1; lots 2 and 3, sec. 18, T. 12, R. 1, and lots 2 and 3, sec. 20, T. 12, R. 1, for \$1,000; appraised value, \$200; acknowledged, W. A. Bonnet. Witnesses, E. P. Erney and J. W. Gostin.
92. Ta-pa-hah to W. A. Bonnett:  
Deed dated August 28, 1906, conveying NE.  $\frac{1}{4}$  SE.  $\frac{1}{4}$  and lot 3 in sec. 25, T. 12, R. 1, for \$1,000; appraised value, \$1,400; acknowledged before W. C. Douglas. No interpreter. Witnesses, Edward P. Erney and W. C. Douglas.
93. Tah-pah-she to W. L. Chapman:  
Deed dated July 23, 1906, conveying E.  $\frac{1}{2}$  SE.  $\frac{1}{4}$  sec. 6, T. 12, R. 1, for \$1,000; appraised value, \$4,000; acknowledged before F. Valdes Llano. Interpreters, Alberto Lobo and Mack Johnson. Witnesses, R. C. Conine and Alberto Lobo.  
Deed dated July 27, 1906, W. L. Chapman and wife to C. J. Benson, E.  $\frac{1}{2}$  SE.  $\frac{1}{4}$  sec. 6, T. 12, R. 1, and other tracts, for \$1, etc.  
Mortgage, August 4, 1906, W. L. Chapman and wife to M. P. Brown, E.  $\frac{1}{2}$  SE.  $\frac{1}{4}$  sec. 6, T. 12, R. 1, for \$1,250.  
Deed, August 4, 1906, W. L. Chapman and wife to A. T. Brown, E.  $\frac{1}{2}$  SE.  $\frac{1}{4}$  sec. 6, T. 12, R. 1, undivided one-half interest. Consideration, \$1.  
Assignment, August 10, 1906, M. P. Brown to C. J. Benson, E.  $\frac{1}{2}$  SE.  $\frac{1}{4}$  sec. 6, T. 12, R. 1; consideration, "see 52-353 of mortgages."  
Deed, August 10, 1906, A. T. Brown to W. L. Chapman, E.  $\frac{1}{2}$  SE.  $\frac{1}{4}$  sec. 6, T. 12, R. 1. Consideration, \$1.
- Tah-pah-she and husband (Pan-e-thet) to W. W. Ives:  
Deed dated August 28, 1906, conveying E.  $\frac{1}{2}$  SE.  $\frac{1}{4}$  sec. 6, T. 12, R. 1, for \$1,000; appraised value, \$4,000; acknowledged before W. C. Douglas. No interpreter. Witnesses, Edward P. Erney and W. C. Douglas.
94. Tah-pah-the-a to W. W. Ives:  
Deed dated July 30, 1906, conveying E.  $\frac{1}{2}$  SW.  $\frac{1}{4}$  sec. 11, T. 10, R. 3, for \$1,800; appraised value, \$4,000; acknowledged before W. A. Bonnet. No interpreter. Witnesses, E. P. Erney and J. W. Gostin.  
Lease, December 26, 1906, W. W. Ives to J. H. Pemberton, E.  $\frac{1}{2}$  sec. 11, T. 10, R. 3, and W.  $\frac{1}{2}$  SW.  $\frac{1}{4}$  sec. 11, T. 10, R. 3. Consideration, \$525.
- Tah-pah-the-a to W. L. Chapman:  
Deed dated August 25, 1906, conveying E.  $\frac{1}{2}$  SW.  $\frac{1}{4}$  sec. 11, T. 10, R. 3, for \$1,000; appraised value, \$4,000; acknowledged before F. Valdes Llano. Interpreters, Alberto Lobo and Joe Whipple. Witnesses, R. C. Conine, Alberto Lobo, and Joe Whipple.
95. Tah-nah-ke-ah to W. W. Ives:  
Deed dated July 30, 1906, conveying lots 2, 3, and 4, sec. 15, T. 10, R. 3, for \$1,000; appraised value, \$2,092.50; acknowledged before W. A. Bonnet. No interpreter. Witnesses, Edward P. Erney and J. W. Gostin.

## 96. Ta-pah-she to John Garrett:

Deed dated December 24, 1906, conveying S $\frac{1}{2}$  SW $\frac{1}{2}$  sec. 18, T. 11, R. 3, for \$700; appraised value, \$2,240; acknowledged before F. Valdes Llano. Interpreters, G. B. Kishketon, Alberto Lobo, and G. B. Kishketon.

## Ta-pah-she to John Garrett:

— dated May 3, 1907, S $\frac{1}{2}$  SW $\frac{1}{2}$  sec. 18, T. 11, R. 3, for \$600; acknowledged before T. J. Murray.

## 97. Wah-ko-quah to W. L. Chapman:

Deed dated July 6, 1906, conveying E $\frac{1}{2}$  NE $\frac{1}{2}$  sec. 30, T. 12, R. 2, for \$400; appraised value, \$800; acknowledged before W. C. Douglas. Interpreter, Mack Johnson. Witnesses, W. C. Douglas and William Hausser, jr.

Mortgage, July 1, 1906, W. L. Chapman and wife to C. J. Benson, E $\frac{1}{2}$  NE $\frac{1}{2}$  sec. 30, T. 12, R. 2, for \$650.

Deed, July 27, 1906, W. L. Chapman and wife to C. J. Benson, E $\frac{1}{2}$  NE $\frac{1}{2}$  sec. 30, T. 12, R. 2, and other tracts, for \$1 and other valuable considerations.

## 98. Wah-nah-ke-tha-hah and wife (Wah-puck-we-che) to Ida B. Bentley:

Deed dated —, filed July 2, 1906, conveying N $\frac{1}{2}$  SE $\frac{1}{2}$  sec. 13, T. 10, R. 3, for \$10,000; appraised value, \$35,000; acknowledged before W. A. Bonnet. No interpreter. Witnesses, W. S. Field and E. P. Erney.

## Wah-nah-ke-tha-hah to W. L. Chapman:

Deed dated August 25, 1906, conveying N $\frac{1}{2}$  SE $\frac{1}{2}$  sec. 13, T. 10, R. 3, for \$15,000; appraised value, \$35,000; acknowledged before F. Valdes Llano. Interpreters, Alberto Lobo and Joe Whipple. Witnesses, Joe Whipple, Alberto Lobo, and R. C. Conine.

## 99. Wah-pah-che-quah to W. W. Ives:

Deed dated June 28, 1906, conveying NE.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  and lot 2 sec. 24, T. 12, R. 1, for \$1,000; appraised value, \$2,500; acknowledged before W. A. Bonnet. No interpreter. Witnesses, Hepalite Garcia and C. Kelley.

## Wah-pah-che-quah to C. J. Benson:

Deed dated February 26, 1907, conveying NE.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  and lot 2 sec. 24, T. 12, R. 1, consideration \$700, and services rendered relative to recovering the land and quieting title; acknowledged before Ben V. King. (In small book description given as NE.  $\frac{1}{4}$  SE.  $\frac{1}{4}$  sec. 24, T. 12, R. 1; in deed book description given as above.)

## 100. Wah-pah-che-quah-quah (for Wah-pe-nah-quah-no-quah and Nah-ah-che-thet) to W. W. Ives:

Lease, June 28, 1906, E.  $\frac{1}{4}$  NW.  $\frac{1}{4}$  and W.  $\frac{1}{4}$  NW.  $\frac{1}{4}$ , sec. 24, T. 12, R. 1, and another tract, for \$300 per annum; acknowledged before Hal Johnson and W. A. Bonnet. No interpreter. No witnesses.

## Wah-pah-che-quah-quah, for her minor children, allottee No. 72, to W. W. Ives:

Lease, June 28, 1906, NW.  $\frac{1}{4}$  and one other tract sec. 24, T. 12, R. 1, for \$300 per annum; acknowledged before W. A. Bonnet and Hal Johnson. No interpreter. Witnesses, E. P. Erney and W. A. Bonnet.

## 101. Wah-pah-ko-ko and husband (Mah-tah-wah) to W. W. Ives:

Deed dated July 30, 1906, conveying S.  $\frac{1}{4}$  NW.  $\frac{1}{4}$  sec. 4, T. 10, R. 3, for \$1,000; appraised value, \$2,000; acknowledged before W. A. Bonnet. No interpreter. Witnesses, W. S. Field and E. P. Erney.

Mortgage, August 9, 1906, NW.  $\frac{1}{4}$  sec. 4, T. 10, R. 3, W. W. Ives and wife to M. A. Egan. Consideration, \$4,000.

## 102. Wa-pa-ho-ko for daughter (Ko-nah-pah-pi-rek) to W. W. Ives:

Lease, July 2, 1906, S.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 4, T. 10, R. 3, for \$80 per annum; acknowledged before W. A. Bonnet and Hal Johnson. No interpreter. Witnesses, W. W. Field and E. P. Erney.

## Wa-pah-ho-ko, for allottee No. 180, to W. W. Ives:

Lease, November 28, 1906, NE.  $\frac{1}{4}$  N.  $\frac{1}{4}$  SE.  $\frac{1}{4}$  S.  $\frac{1}{4}$  NW.  $\frac{1}{4}$  sec. 19, T. 11, R. 3, for \$300 per annum; acknowledged before G. M. D. Steel and W. A. Bonnet. No interpreter. Witnesses, Martin J. Bentley and R. H. Biblot.

## 103. Wah-puck-we-che (Ah-che-che), for allottee No. 42, to W. W. Ives:

Mortgage, July 2, 1906, W.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 13, T. 12, R. 1, for \$25 per annum; acknowledged before W. A. Bonnet and Hal Johnson. No interpreter. Witnesses, W. S. Field and E. P. Erney.

104. Wah-puck-we-che and husband (Wah-nah-ke-hab) to W. W. Ives:  
Deed dated July 2, 1906, conveying W.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  sec. 9, T. 10, R. 3, for \$1,000; appraised value, \$2,400; acknowledged before W. A. Bonnet. No interpreter. Witnesses, W. S. Field and E. P. Erney.  
Mortgage, August 9, 1906, W. W. Ives and wife to M. A. Egan, W.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  sec. 9, T. 10, R. 3, for \$4,000.  
Wah-puck-we-che to W. L. Chapman:  
Deed dated August 25, 1906, conveying W.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  sec. 9, T. 10, R. 3, for \$800; appraised value, \$2,400; acknowledged before F. Valdes Llano. No interpreter. Witnesses, R. C. Conline, Joe Whipple, and Alberto Lobo.
105. Wah-puck-we-che, for minor child, allottee No. 42, to W. W. Ives:  
Lease, November 28, 1906, W.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 14, T. 12, R. 1, for \$25 per annum; party of first part failed to acknowledge lease. Witnesses, W. S. Field, E. P. Erney, M. J. Bentley, R. E. Duncan, and H. M. Fennell.  
C. J. Benson and wife to W. C. Grimes:  
Deed dated January 18, 1907, conveying W.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 14, T. 12, R. 1. Consideration, \$1,000.
106. Wah-puck-we-che (Pash-she-quah) to W. W. Ives:  
Deed dated ———, filed July 6, 1906, conveying lots 2 and 3 sec. 23, T. 12, R. 1, for \$1,000; appraised value, \$1,600; acknowledged before W. A. Bonnet. No interpreter. Witnesses, W. S. Field and E. P. Erney.  
Mortgage, August 15, 1906, W. W. Ives and wife to M. A. Egan, lots 2 and 3 sec. 23, T. 12, R. 1, also other tract. Consideration, \$4,000.
107. Wah-sko-tah and husband (Mah-ska-ko) to W. W. Ives:  
Deed dated July 30, 1906, conveying N.  $\frac{1}{4}$  SE.  $\frac{1}{4}$  sec. 11, T. 11, R. 2, for \$1,000; appraised value, \$4,000; acknowledged before W. A. Bonnet. No interpreter. Witnesses, E. P. Erney and J. W. Gostin.  
Wah-sko-tah and Mah-squa-ko, husband and wife, to W. L. Chapman:  
Deed dated July 31, 1906 (July 21, 1906), conveying S.  $\frac{1}{4}$  SE.  $\frac{1}{4}$  sec. 11, T. 11, R. 2, for \$1,600; appraised value, \$2,400; acknowledged before F. Valdes Llano. Interpreters, Mack Johnson and Alberto Lobo. Witnesses, Alberto Lobo and R. C. Conline.  
Mortgage, July 26, 1906, W. L. Chapman and wife to C. J. Benson, S.  $\frac{1}{4}$  SE.  $\frac{1}{4}$  sec. 11, T. 11, R. 2, for \$900.  
Mortgage, July 26, 1906, W. L. Chapman and wife to C. J. Benson, N.  $\frac{1}{4}$  SE.  $\frac{1}{4}$  sec. 11, T. 11, R. 2, for \$900.  
Deed dated July 28, 1906, W. L. Chapman and wife to C. J. Benson, SE.  $\frac{1}{4}$  sec. 11, T. 11, R. 2, for \$1 and other valuable considerations.  
Deed, January 21, 1907, C. J. Benson and wife to John S. Malaske, S.  $\frac{1}{4}$  SE.  $\frac{1}{4}$  sec. 11, T. 11, R. 2, for \$2,250.  
Mortgage, February 1, 1907, John Malaske and wife to C. J. Benson, S.  $\frac{1}{4}$  SE.  $\frac{1}{4}$  sec. 11, T. 11, R. 2, for \$800.
108. Wah-theck-ko-na-tah to W. W. Ives:  
Deed dated July 6, 1906, conveying E.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  sec. 23, T. 12, R. 1, for \$1,000; appraised value, \$3,600; acknowledged before W. A. Bonnet. No interpreter. Witnesses, W. S. Field and Norman J. Bentley.  
Mortgage, August 15, 1906, E.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  sec. 23, T. 12, R. 1, W. W. Ives and wife to Hal Johnson, for \$4,000.
109. Wa-theck-ko-na-ha (Na-ni-e-kit and Mah-nah-sah-kah land?) to W. W. Ives:  
Deed dated July 7, 1906, conveying W.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  and E.  $\frac{1}{4}$  NW.  $\frac{1}{4}$  sec. 24, T. 10, R. 3, for \$1,000; appraised value \$25,000; acknowledged before W. A. Bonnet. No interpreter. Witnesses, Roman Galvin and J. W. Gostin.
110. Wah-we-ah to W. W. Ives:  
Deed dated July 27, 1906, conveying N.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  sec. 14, T. 11, R. 2, for \$1,000; appraised value, \$900; acknowledged before W. A. Bonnet. No interpreter. Witnesses, John W. Gaston and Paul Jones, jr.
111. We-nh-che-ka to W. W. Ives:  
Deed dated July 2, 1906, conveying lots 5 and 6 of NW.  $\frac{1}{4}$  of SE.  $\frac{1}{4}$  sec. 9, T. 10, R. 3, for \$1,000; appraised value, \$1,600; acknowledged before W. A. Bonnet. No interpreter. Witnesses, W. S. Field and E. P. Erney.

## 112. We-ah-che-kah to W. W. Ives:

Deed dated July 3, 1906, conveying W.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 15, T. 12, R. 1, for \$1,000; appraised value, \$4,000; acknowledged before W. A. Bonnet. No interpreter. Witnesses, E. P. Erney and W. S. Field.

Deed, September 26, 1906, W. W. Ives and wife to C. L. Ticer, W.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 15, T. 12, R. 1, for \$4,000.

Mortgage, October 1, 1906, C. L. Ticer and wife to W. W. Ives, W.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 15, T. 12, R. 1. Consideration, \$3,000.

## 113. We-ah-che-kah for minor son, allottee No. 48, to W. W. Ives:

Lease, July 2, 1906, E.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 15, T. 12, R. 1, W.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  and E.  $\frac{1}{4}$  NW.  $\frac{1}{4}$  sec. 24, T. 10, R. 3, for \$100 per annum. Acknowledged before W. A. Bonnet and Hal Johnson. No interpreter. Witnesses, W. S. Field and E. P. Erney.

## 114. We-hab-ni-hah to L. C. Grimes:

Deed dated July 2, 1906, conveying lot 1 and NW.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 33, T. 12, R. 2, for \$200; appraised value, \$790; acknowledged before Ben V. King. Interpreter, William Murdock. Witnesses, Ben V. King, W. R. Michaelis and Calvin S. Moore.

Deed, December 8, 1906, L. C. Grimes and wife to Mary B. Makoske, lot 1 and NW.  $\frac{1}{4}$  SW.  $\frac{1}{4}$  sec. 33, T. 12, R. 2, for \$650; acknowledged before A. G. Hollis.

## 115. We-ta-mah-o-tha to W. W. Ives:

Deed dated July 30, 1906, conveying S.  $\frac{1}{4}$  NE.  $\frac{1}{4}$  sec. 12, T. 11, R. 2, for \$1,000; appraised value, \$1,400; acknowledged before W. A. Bonnet. Witnesses, Edward P. Erney and J. W. Gostlin.

## Statement of MARTIN J. BENTLEY:

I desire to submit to the committee a short statement regarding the report of Inspector McLaughlin in relation to the allotment of Bill Johnson—one of the exhibits offered by Mr. Embry. It is alleged in this report of Mr. McLaughlin's that I was guilty, while at Shawnee, of the improper use of my official position in endeavoring to get certain Indians who had no allotments in Oklahoma, and who were half-blood Caddo Indians, allotted with the Caddos, and here is a specific instance cited in the case of Bill Johnson, a Shawnee Indian boy, who at that time perhaps was not over 14 years of age. Through some error in the allotment rolls in 1889 a son was shown by this mother of Bill Johnson, in that roll named Titus McCoy. Probably there never was such a boy, but Titus McCoy was given a piece of sand hill that to-day would not sell for \$200. Bill Johnson is an entirely different individual. I got him a choice piece of land over there with the Caddos. The Government never paid any part of that. I got him that piece of land that is quite valuable, but through the prejudice existing against me on the part of Mr. Thackery, and to endeavor to show that I had committed a crime in some way, they hoodooed this thing, and canceled the valuable allotment that was Bill Johnson's actual allotment in the Caddo Country, and under some pretext retained a piece of sand hill for him in Pottawatomie County worth about one-fortieth of the value of the land that had been allotted to him in the Caddo Country. The committee will find evidences throughout this entire record that wherever I have done a kindness to some Indian somebody representing the Indian Office has come in and through prejudice destroyed the interest of the Indian and tried to destroy me.

The CHAIRMAN. So far as that is concerned, I know Mr. McLaughlin, and I do not think he would do such a thing as that.

Mr. BENTLEY. I am not casting any reflections upon him.

The CHAIRMAN. He was in my office when I was Secretary and I do not know a more upright man, and if he made a report against you he made it upon some information that somebody had given him.

Mr. BENTLEY. I think he acted in good faith, but I think he was deceived. There is an affidavit in this record by the mother of Bill Johnson, which, I think, was forwarded to the Indian Department by Inspector Jenkins. The Shawnee roll shows this son to have been 14 years old in 1899. There can be no question about the facts stated in this affidavit. I do not care to take the time of the committee to go through this large volume of stuff to show that my motives have always been impugned when I defended an Indian.

Mr. CRESSON. I would like to ask Mr. Bentley one or two questions. I show you warrant No. 13251, paid to Wahpahchequa, showing payment at New Orleans November 26, 1906, and will ask you whose handwriting that is on the back of that warrant?

Mr. BENTLEY. I think that is my handwriting.

Mr. CRESSON. I will ask you to read what that says.

Mr. BENTLEY. It says, "Wahpahchequa x his mark; for himself, and sole heir of Mo-ah-qu-a-qu-a and father of his minor child Pah-ke-no-quah; witness to his mark"—do you want the whole inscription read into the record?

Mr. CRESSON. Yes, sir.

Mr. BENTLEY. P. Guerra.

Mr. CRESSON. You did not read the words P. Guerra, you just read the word "witness."

Mr. BENTLEY. Yes, sir; it is witnessed by P. Guerra & Son, of Musquiz, Mexico, and H. M. Fennell, of Eagle Pass, Tex.

Mr. CRESSON. I will ask you where that indorsement was put on that check—at what geographical location?

Mr. BENTLEY. I will consult the date of that again so as to make sure. I suppose it was in the month of November. There does not seem to be any date here that would give the exact time, but I recall Mr. Guerra being at Eagle Pass in that month.

Mr. CRESSON. It was probably about three days before it was paid when he was in Eagle Pass?

Mr. BENTLEY. Yes, sir.

Mr. CRESSON. I will ask you if that Indian was present in Eagle Pass at that time?

Mr. BENTLEY. It is my impression that he was not. I think he was represented by power of attorney here.

Mr. CRESSON. Is there anything on that check to show that he was not there or that he signed by his attorney in fact?

Mr. BENTLEY. It is supposed that the authority should have been attached to the check, if there was an authority at the time he wrote that instruction on there.

Mr. CRESSON. Who made the mark?

Mr. BENTLEY. I suppose one of the witnesses; that is usual. Checks are often prepared and written out and the "mark" is left in blank until the Indians are called to touch the pen.

Mr. CRESSON. Who touched the pen?

Mr. BENTLEY. My recollection is that in this instance Okemah touched it.



Mr. CRESSON. There is nothing to show that on the check; there is no power of attorney attached, is there?

Mr. BENTLEY. I do not see any, but at this time when it was signed there was a power of attorney, or I should not have written it.

Mr. CRESSON. I will show you Treasury warrant No. 13218, made to Paw-kaw-kah, and ask who made the indorsement on the back of that?

Mr. BENTLEY. I wrote the name Paw-kaw-kah; that is my handwriting—apparently in part, not entirely. I think the name “Paw-kaw-kah,” and the word “his” to “mark” is in my handwriting. I am quite sure of it.

Mr. CRESSON. Was that done here in Eagle Pass?

Mr. BENTLEY. I think so.

Mr. CRESSON. On what date?

Mr. BENTLEY. Some day in November, I think; in fact, I know he was here in November.

Mr. CRESSON. Was that Indian present at the time?

Mr. BENTLEY. Yes, sir.

Mr. CRESSON. Was that that deaf and dumb Indian?

Mr. BENTLEY. Yes, sir.

Mr. CRESSON. How did you communicate with that deaf and dumb Indian?

Mr. BENTLEY. Through Johnny Mine.

Mr. CRESSON. Is he deaf and dumb?

Mr. BENTLEY. The Indian is not deaf, but he is dumb.

Mr. CRESSON. Does he know a check when he sees one?

Mr. BENTLEY. You would have to communicate with him through some one else; I do not know. I was enabled to communicate with him at that time through the sign language; Johnny Mine interpreted.

Mr. CRESSON. I show you check No. 13226, in favor of Puck-kes-shinno, and ask you if you wrote the indorsement on the back of that check?

Mr. BENTLEY. Yes, sir; that is my handwriting.

Mr. CRESSON. That is your signature?

Mr. BENTLEY. Yes, sir; and my signature as a witness to it.

Mr. CRESSON. What date was that?

Mr. BENTLEY. It was probably some time in the middle of November. I recall well that he was here.

Mr. CRESSON. Was that Indian present, and did he make that mark himself?

Mr. BENTLEY. Yes, sir; he was in jail here a time or two at about that time.

Mr. CRESSON. That is all the questions I have.

Senator CURTIS. Is there any further statement that you desire to make, Mr. Bentley?

Mr. BENTLEY. No, sir; except as to the check of Paw-kaw-kah. I wish to state with reference to that check that probably there is only one person on the face of the earth who can hold any communication with Paw-kaw-kah, and that is his nephew or cousin, with whom he has been raised, and who speaks the sign language—Johnny Mine. John can communicate with him and make him understand. All that he understands John conveys to him.

Senator CURTIS. Is Johnny Mine his nephew?

Mr. BENTLEY. He is a close relation; I think nephew or cousin.

Mr. CRESSON. How much money did you get from the Paw-kaw-kah check?

Mr. BENTLEY. I will have to consult my accounts to ascertain that.

Mr. CRESSON. Do you know how much you got from the Puck-ke-shinno check?

Mr. BENTLEY. I would have to look up my accounts to see.

Mr. CRESSON. And the Wahpahchequa check?

Mr. BENTLEY. I can only say that all the money accruing from the Wahpahchequa check was paid to him, but I can not say offhand just what it was paid for.

Mr. CRESSON. You did not get anything from the Wahpahchequa check?

Mr. BENTLEY. I do not know whether I did or not; I would have to consult my accounts. If I did, it has been paid to him.

The CHAIRMAN. Have you an account of all money that you have received by those checks?

Mr. BENTLEY. Yes, sir; in three ways.

The CHAIRMAN. So that you can make your statement and show what disposition was made of it, first, the amount, and secondly, the disposition made of it.

Mr. BENTLEY. Yes, sir.

The CHAIRMAN. We will expect you to have that for use in connection with our report.

Mr. BENTLEY. Of course, as to these particular items of payment growing out of the act of June 21, there were two funds—a general fund—and then there was money placed there, for which a receipt was given to the Indian, and he came in later and drew out; some little of it, perhaps, is not drawn yet. I aimed or endeavored to have the deposit slip at the bank show when I made the deposit, from where I had received the money, and then I kept a memorandum at the time. At the time of executing the checks I kept the stub of the check and receipt book from which the receipts were issued. I think I have kept quite a complete check; I have kept it as carefully as I could.

The CHAIRMAN. Do you keep your own accounts?

Mr. BENTLEY. I carry them around in my satchel.

The CHAIRMAN. Do you have a bookkeeper?

Mr. BENTLEY. That is impossible; I have to carry my accounts with me; they are piled into my grip. I am in so many places at various times that I can not keep an office.

Mr. EMBRY. You have referred to two funds. You use that with reference to the division which you made of them at the bank, and not to indicate the source of the moneys?

Mr. BENTLEY. I mean by two funds, those where I have certain money—often that is the Indian's individual money, and could only be used for his individual purpose. These Indians at different times have contributed money that went into a general fund to defray the general expenses of the tribe; as, for instance, when these depositions were being taken to Monclova, there was an expenditure of \$200 or \$300. I paid Judge Wood \$100 to go over there in order to see that there was no advantage taken of the Indians. That was paid out of

the general Kickapoo fund. Any proper expenses on their account are paid out of what we call the general fund.

The CHAIRMAN. Are those voluntary contributions?

Mr. BENTLEY. Yes, sir; when those payments were made—a sum of money in excess of \$200—all the Indians very cheerfully and willingly contribute for the benefit of all the Indians. That has always been the custom. The Indian is not selfish like the white man. If one Indian has an allotment worth \$20,000 and another an allotment worth \$1,000, they put it all in one pool together.

The witness was thereupon temporarily excused, and at 6 o'clock p. m. the subcommittee adjourned until to-morrow, November 6, 1907, at 9 o'clock a. m., at the same place, Eagle Pass, Tex.

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EAGLE PASS, TEX., *November 6, 1907.*

The subcommittee met at 9 o'clock a. m.

Present: Senators Teller (chairman) and Curtis; also Mr. John Embry, United States attorney for Oklahoma, and Mr. Martin J. Bentley, representing the Mexican Kickapoo Indians; also Mr. C. C. Cresson, assistant attorney for the western district of Texas.

MACK JOHNSON recalled for further examination.

Senator CURTIS. Your name is Mack Johnson, and you testified before this committee on the first day of its proceedings, did you not?

Mr. JOHNSON. Yes, sir.

Senator CURTIS. I will ask you to state what your condition was, as to whether you were drunk or sober while you were acting as interpreter for the Chapman, Grimes-Conine party during the months of May, June, and July, 1906, and also at later dates while you were acting as interpreter at Musquiz and at Eagle Pass.

Mr. JOHNSON. I was drunk all the time at both places.

Senator CURTIS. You were drunk all the time?

Mr. JOHNSON. Yes, sir.

Senator CURTIS. Who furnished you the whisky?

Mr. JOHNSON. Grimes and Conine.

Senator CURTIS. Who else?

Mr. JOHNSON. That is all.

Senator CURTIS. What was the condition of the Indians that they had possession of?

Mr. JOHNSON. Some of them were drunk, too. Grimes and Conine kept giving the Indians whisky—not whisky, mescal.

Senator CURTIS. That is worse than whisky, is it not?

Mr. JOHNSON. Yes, sir.

Senator CURTIS. Do you remember those who were brought over from Oklahoma before the law was passed?

Mr. JOHNSON. No, sir.

Senator CURTIS. Do you know the first ones that were put in wagons and taken uptown and brought to Jaggi's yard here in Eagle Pass?

Mr. JOHNSON. I do not remember all of them.

Senator CURTIS. I will ask you to state if, at the first time you came after the Indians at the camp, the Indians were drunk, and Grimes,

Conine, and you went out there for the Indians, they took whisky out there and made them drunk? I am referring to the first time that Grimes, Conine, and you went out to get the Indians. Did they take whisky and get them drunk?

Mr. JOHNSON. Yes, sir: we have drank there, but it was not mescal, but American whisky—two quarts. Brown, Conine, and Al Brown took it over there to Peck-ah-peah's house and stayed there all night.

Senator CURTIS. Where was that?

Mr. JOHNSON. At Musquiz; in the village.

The CHAIRMAN. They took American whisky, you say?

Mr. JOHNSON. Yes, sir.

Senator CURTIS. Did you make this affidavit that I show you?

Mr. JOHNSON. Yes, sir.

Senator CURTIS. Are the statements made therein true?

Mr. JOHNSON. Yes, sir. I repeat them.

Last winter, some time about Christmas, I came from Oklahoma to Muzquiz, Mexico. There came with me on that trip Kah-ke-ne-peah and Mi-e-ne-quah, a Kansas Kickapoo. We met old man Grimes and Johnny Garrett at San Antonio, Tex., who were there on their way to Musquiz, and came together with them from San Antonio. Garrett and Grimes at Musquiz told me that they were going to Monclova, and asked me to bring Kah-ke-ne-peah to Monclova the "day-after-tomorrow," because she wanted to sell her land. Garrett gave her \$50 Mexican money to pay expenses. Kah-ke-ne-peah was a very sick woman. She coughed all the time, and we brought her from Muzquiz to the Kickapoo camp on the San Francisco ranch, 10 or 12 miles from Musquiz, where she stayed, as she was too sick to be moved. Grimes and Garrett returned to Musquiz from Monclova in about six days. Kah-ke-ne-peah was still sick at the camp. Doc. Conine, Hood, a lawyer from Shawnee, Okla., and George Kishketon had been in Monclova and came back to Musquiz with Grimes and Garrett. All these persons except Grimes came out to the Kickapoo camp. Kah-ke-ne-peah asked Garrett for a loan and said she would repay it when she got better and could sell her land. Garrett let her have some money, and she was to go to Monclova and make a deed when she got better. This woman coughed all the time and got worse, so that she was taken to the Nacimiento and died there about two months ago. She lived in Pa-pe-ah-she's camp on the San Francisco ranch from the time she came to Musquiz until she went to the Nacimiento. She was never out of his camp until she was carried to the Nacimiento. She was never in Musquiz but the day she was there on the trip from Oklahoma, and she was never off the Nacimiento ranch after she was taken there.

Pa-pe-ah-she can swear to the truth of this, and nearly all the Indians know about her case.

Witness was thereupon excused.

H. W. ETTER recalled for further examination.

Senator CURTIS. Mr. Etter, will you state to the committee what official position you held in this county from May, 1906, up to this time?

Mr. ETTER. I have been deputy sheriff.

Senator CURTIS. I will ask you if you know Mr. M. J. Bentley.

Mr. ETTER. Yes, sir.

Senator CURTIS. Do you know Doctor Conine?

Mr. ETTER. Yes, sir.

Senator CURTIS. And Mr. Grimes?

Mr. ETTER. Yes, sir.

Senator CURTIS. And Mr. Chapman?

Mr. ETTER. I do not know Mr. Chapman.

Senator CURTIS. Do you know Tony Alexander?

Mr. ETTER. Yes, sir.

Senator CURTIS. Do you know the people who were usually recognized as the Grimes people, and who were here in 1906 trying to get deeds from the Kickapoo Indians?

Mr. ETTER. Yes, sir; Grimes, Conine, and Alexander were about the three main ones who I have always seen around.

Senator CURTIS. Do you know Mr. Bentley, who was with his crowd?

Mr. ETTER. Yes, sir; I thought I saw him alone most of the time.

Senator CURTIS. I will ask you to state if these parties, or either of them, had what is known as a camp for the Indians?

Mr. ETTER. Yes, sir; that is, Mr. Bentley did have a camp back of Mr. Shipman's store down here; it was in a lot next to Shipman's store.

Senator CURTIS. Where did the Grimes people keep their Indians?

Mr. ETTER. They kept them on the street and around; sometimes I would see them at the hotel.

Senator CURTIS. That was in 1906, last year?

Mr. ETTER. Yes, sir. Most of the time when I saw these Indians they were loafing around on the streets and in saloons.

Senator CURTIS. That is the men who were with the Grimes people?

Mr. ETTER. Yes, sir.

Senator CURTIS. State if you can what was the condition of Alexander and those Indians who were with the Grimes people?

Mr. ETTER. Well, there was Alexander and Conine—those two men and Grimes was quite often with them; that I saw around on the streets and in saloons, and I have seen them very drunk—the whole bunch—that is, Alexander drank always with the Indians, and if I am not mistaken I think I saw Conine drink; I could not say whether I ever saw Grimes drink, but the men who were with them—for instance Mack Johnson and George Kishketon, and I know of one occasion when they had a fellow with them by the name of John Snake; they had him there in the saloon, where there used to be a saloon kept by a man who has left here now. Anyway, they were very noisy and drunk and I went in there and stopped them and told them that I would put the whole push in jail if they did not cut out the noise, because they were very noisy.

Senator CURTIS. Did you ever have to arrest any of those Indians in your official capacity?

Mr. ETTER. We had some arrested; yes, sir.

Senator CURTIS. Who paid their fines?

Mr. ETTER. Alexander paid fines on two occasions that I know of.

Senator CURTIS. Did Grimes pay any that you know of?

Mr. ETTER. I think Grimes paid one; it was paid through that party—through the white men.

Senator CURTIS. State, if you know, of any effort being made by either Mr. Bentley to get the Grimes Indians away from him, or from the Grimes crowd, or of any effort on the part of the Grimes people to get the Bentley Indians away from him.

Mr. ETTER. I have never known that Mr. Bentley ever tried to get any of the Grimes Indians, but I was called down there once when the Grimes people tried to get some Indians—a woman, I think, from Mr. Bentley's crowd, which was in camp. Somebody rang me up and said there was a row downtown, and I went down and met Mr. Bentley down on the street somewhere, and he told me to go down there, that there were some fellows there trying to get an Indian woman away from his camp.

Senator CURTIS. Did you go down there?

Mr. ETTER. Yes, sir.

Senator CURTIS. What was the condition of those people who were trying to get the woman away?

Mr. ETTER. At the time I got there they had gone away; I think one Indian hung around there.

Senator CURTIS. You do not remember who he was, do you?

Mr. ETTER. No, sir; I could not tell; it was night.

Senator CURTIS. Did you see these men?

Mr. ETTER. Well, yes, sir.

Senator CURTIS. Were they drunk or sober?

Mr. ETTER. They were drunk; they had gone over to a chili stand, I think, to get supper. It was around there anywhere. Alexander and Grimes—I think it was Grimes in the crowd, but Alexander I know for certain.

Senator CURTIS. Alexander was with Doctor Conine and Grimes?

Mr. ETTER. Yes, sir; and this Indian Johnson was in the bunch?

Senator CURTIS. Always?

Mr. ETTER. Yes, sir; and Kisketon; they were always in the bunch.

Senator CURTIS. Was Mack Johnson drunk at that time?

Mr. ETTER. Yes, sir.

Senator CURTIS. Was Kishketon drunk?

Mr. ETTER. Yes, sir; and Alexander, all three of them.

Mr. EMBRY. Do you know whether Alexander held himself out to these Indians to be a Kickapoo Indian farmer?

Mr. ETTER. I do not.

Mr. EMBRY. Did you hear the Indians refer to him as a farmer?

Mr. ETTER. No, sir.

Senator CURTIS. Did you hear Alexander talking with them about their business or about these deeds?

Mr. ETTER. Well, about deeds, no, sir; it was just that they would be drunk and be around with them and drinking. I know of one night that they gave them money down there at the saloon. That I saw.

Senator CURTIS. What time of the night was that?

Mr. ETTER. About 9 or 10 o'clock.

Senator CURTIS. Were the Indians drunk at that time?

Mr. ETTER. Yes, sir. It was not much money—about \$35.

Senator CURTIS. Do you know what Indian he gave it to?

Mr. ETTER. I do not know exactly; there were two or three in the bunch; the same men that were always with them, Johnson and Kishketon.

Senator CURTIS. As a matter of fact when they were over here getting deeds they kept as many of those Indians around them drunk as they could, apparently.

Mr. ETTER. Oh, yes, sir; they would occasionally get one or the other crowd drunk with them; Mr. Bentley's crowd, I mean; they would occasionally get a man from Mr. Bentley's crowd with them.

Senator CURTIS. And get him drunk?

Mr. ETTER. He would be drinking with them; whether they would get him drunk on purpose or whether he would get drunk through friendship I do not know.

Senator CURTIS. Were those Indians, at the time you refer to, when you saw them around here frequently drinking, in any condition to do business or make deeds or to transact money matters?

Mr. ETTER. I would not think so.

Senator CURTIS. You think they were absolutely incompetent?

Mr. ETTER. Oh, I have seen them sober; I have seen them sober on the street. I will say that much; but then I saw them in the mornings. I might see them sober then, and later in the day drunk or drinking.

Senator CURTIS. When they were drunk were they in condition to execute deeds or papers?

Mr. ETTER. No, sir; I would not think so.

Senator CURTIS. How early in the morning would they get drunk?

Mr. ETTER. Sometimes they drank as early as 10 o'clock.

Senator CURTIS. And then they would stay drunk how long?

Mr. ETTER. At 10 or 12 o'clock at night I have seen them drunk.

Senator CURTIS. During the time they were drunk would the Grimes crowd be around them and seem to be transacting business with them?

Mr. ETTER. You would see them rambling around town here.

The CHAIRMAN. In a drunken condition?

Mr. ETTER. Yes, sir.

Mr. BENTLEY. Mr. Etter, do you recall any times when Indians were drinking here that I would ask that they be taken to jail and be locked up until they got sober?

Mr. ETTER. Yes, sir.

Mr. BENTLEY. Do you recall that the times when they got sober they were turned loose without paying any fine?

Mr. ETTER. I do not know that they did. I believe I put in one man myself one night—Johnny Mine; he was drunk and talking to everybody. He was not disturbing anybody, but was just drunk, and I think I turned him out the next morning.

Mr. BENTLEY. Without paying any fine?

Mr. ETTER. Yes, sir; and if I am not mistaken you brought him down once yourself and I turned him out the next morning; I am not sure, though.

Mr. BENTLEY. I would like to ask you about the time that you have testified to when Mack Johnson and Kishketon came to the camp and a row developed around there. Do you know any thing about the Indians being afraid of them and not wanting them to come into the grounds?

Mr. ETTER. That old man, Johnny Mine, was afraid.

Mr. BENTLEY. Do you know what Pakotah said they threatened to do with the Indians if they got into camp?

Mr. ETTER. Yes, sir; they said they would shoot them, or something like that. It looked to me like it was a general stir up there that night, and I went down there and told them they need not be afraid, for those people who tried to do anything I would make out a complaint against them.

Mr. BENTLEY. You understood that it was the Indians who were complaining about their coming in instead of me, do you not?

Mr. ETTER. Yes, sir.

Mr. EMBRY. Were Johnny Mine and those other Indians, who had been thrown in drunk, turned out without paying a fine?

Mr. ETTER. They did not disturb the peace and did not do any harm. It was just to get them off the street. I do that quite often with Mexicans or with anyone else.

The witness was thereupon excused.

W. C. DOUGLAS, having been first duly sworn by the chairman, testified as follows:

Senator CURTIS. Please state your name to the committee.

Mr. DOUGLAS. William C. Douglas.

Senator CURTIS. Where do you live?

Mr. DOUGLAS. Eagle Pass, Tex.

Senator CURTIS. How long have you lived at Eagle Pass?

Mr. DOUGLAS. About thirty-four years.

Senator CURTIS. What is your profession?

Mr. DOUGLAS. I am an attorney at law.

Senator CURTIS. Where do you have your office?

Mr. DOUGLAS. In Eagle Pass, Tex., in what is known as the Guide Building.

Senator CURTIS. Please state if in your capacity as a lawyer you frequently have business in Mexico.

Mr. DOUGLAS. I do.

Senator CURTIS. Do you know Mr. M. J. Bentley?

Mr. DOUGLAS. I do.

Senator CURTIS. Do you know Mr. George A. Outcalt, who came here a year and a half ago representing the Government as attorney or assistant attorney?

Mr. DOUGLAS. I met him at Muzquiz, and knew him for a few days there—probably three days.

Senator CURTIS. Do you know Doctor Conine and Mr. Grimes and the people who were known around here in 1906 and the early part of 1907 as the Grimes crowd?

Mr. DOUGLAS. Yes, sir.

Senator CURTIS. Do you know who composed that crowd?

Mr. DOUGLAS. I can give the names of most of them, I think.

Senator CURTIS. Please do so.

Mr. DOUGLAS. W. I. Chapman, Al Brown, Cal Moore, I. C. Grimes, Doctor Conine, and Russell Johnson came out with them at the beginning, but he did not stay long; he was identified with them, however.



Senator CURTIS. Do you know a man who was around with them and the Indians by the name of Alexander?

Mr. DOUGLAS. Recently I have known him. I did not know him last year; I had heard of him, but had never met him.

Senator CURTIS. What Indian interpreters had they?

Mr. DOUGLAS. When they did business through me they had Willie Murdock, and also Mack Johnson.

Senator CURTIS. Did they have George Kishketon?

Mr. DOUGLAS. Not during my time; no, sir.

Senator CURTIS. Do you know Mr. M. J. Bentley?

Mr. DOUGLAS. Yes, sir.

Senator CURTIS. Who composed what was known as the Bentley people at that time, if you know, last year or this year?

Mr. DOUGLAS. He had a young man with him by the name of Ed Earney, and this fellow who is with the Indians now, Mr. Gostin.

Senator CURTIS. Do you know what Earney's function was?

Mr. DOUGLAS. He seemed to be a secretary or clerk.

Senator CURTIS. What was Gostin's position?

Mr. DOUGLAS. He seemed to have an acquaintance with the Indians. I used him as a man to identify the Indians to me. I do not know what his function was.

Senator CURTIS. I will ask you to state if you did any business with Mr. Bentley in the way of securing trial or arranging for the trial of a law suit over in Mexico when he was supposed to have been arrested?

Mr. DOUGLAS. Not at the time he was arrested.

Senator CURTIS. I mean afterwards, in the way of settling it up.

Mr. DOUGLAS. Yes, sir.

Senator CURTIS. To refresh your memory, will you please look at the letter I show you and say if that states the fact?

Mr. DOUGLAS. Yes, sir.

Senator CURTIS. Was that matter covered in your testimony before this committee in Washington?

Mr. DOUGLAS. No, sir; I think this was subsequent to that.

Senator CURTIS. Yes; I see this letter is dated April 6, 1907.

The CHAIRMAN. That was after your testimony was taken?

Mr. DOUGLAS. Yes, sir.

The letter referred to is as follows:

EAGLE PASS, TEX., April 6, 1907.

DEAR MR. BENTLEY: I have just returned from Monterey, where I arranged a settlement in full, including all costs of court, etc., of the suit instituted against you by Attorney Julio Galindo for an attorney's fee for \$1,200 for a compromise sum of \$800. I hold Lic. Galindo's receipt and shall deliver it to you when you come to Eagle Pass.

Galindo claims that he went to Saltillo and spent several days on your business, and at your request, in addition to the trip to Musquiz. Under the circumstances, of course, he would have been allowed a fee of probably \$500 if the suit had been contested and, besides this, the cost of court, and your attorney would have eventually run the amount up beyond \$800. I feel quite certain. He says that you treated him badly in the matter; that when he mailed you his bill you wrote him a very insulting letter.

Mr. Bonnet gave me \$1,000 Mexican money for the liquidation of the Galindo matter. My expenses on the trip were \$60, and besides I am paying \$35 to

my Mexican lawyer friend for keeping his eye on the proceedings for us in order to make sure that we didn't overlook any process by publication and the like. The remainder, \$105 Mexican money, we retain as our fee.

We trust that this is satisfactory.

Yours, very truly,

W. C. DOUGLAS.

MARTIN J. BENTLEY, Esq.,

*Shawnee, Okla.*

Senator CURTIS. Were you here last June or last spring while the Grimes people were trying to get deeds from the Indians.

Mr. DOUGLAS. That is, June, 1907?

Senator CURTIS. Yes.

Mr. DOUGLAS. Yes, sir; I was here, but I knew very little of it. All I know is that I would see some people around and some few Indians in town.

Senator CURTIS. You did not know much about it?

Mr. DOUGLAS. No, sir.

Senator CURTIS. Do you know what the condition of the Indians was as to whether they were drunk or sober at that time?

Mr. DOUGLAS. I saw some few of them drunk.

Senator CURTIS. Who were they, if you know?

Mr. DOUGLAS. I really did not pay much attention; they were with the Grimes people—that is, I should say, the Grimes people were here at that time.

Senator CURTIS. Mr. Bentley, do you wish to ask Mr. Douglas any questions?

Mr. BENTLEY. Yes, sir. Mr. Douglas, were you ever employed at another time when depositions were taken at Monclova, probably in the month of May, by Chapman and Grimes and others?

Mr. DOUGLAS. Yes, sir; I was not employed by them.

Mr. BENTLEY. Were you employed to go there?

Mr. DOUGLAS. Yes, sir; I was employed to go there when they took depositions.

Mr. BENTLEY. You were present when the depositions of certain Indians were taken at Monclova?

Mr. DOUGLAS. Yes, sir.

Mr. BENTLEY. Who accompanied you to Monclova?

Mr. DOUGLAS. Mr. Walter S. Field.

Mr. BENTLEY. Did you have an Indian interpreter there?

Mr. DOUGLAS. Yes, sir; Johnny Mine.

Mr. BENTLEY. Do you recall the testimony given there by Josepha?

Mr. DOUGLAS. Yes, sir.

Mr. BENTLEY. Was that given in Spanish or in Kickapoo, or both?

Mr. DOUGLAS. It was given in Spanish, as well as I recollect.

Mr. BENTLEY. Do you speak the Spanish language?

Mr. DOUGLAS. Yes, sir.

Mr. BENTLEY. Do you recall her testimony as to the size of certain checks that were given at the San Francisco ranch about January 1, 1907?

Mr. DOUGLAS. By the size, do you mean the amount of the check?

Mr. BENTLEY. No, the size of the paper.

Mr. DOUGLAS. Yes, I remember that.

Mr. BENTLEY. Will you give the committee a description of the check or paper that she testified she understood were checks?

Mr. DOUGLAS. She said about that size [indicating].

Senator CURTIS. Well, how large would that be?

Mr. DOUGLAS. About the size of legal-cap paper. If I had a rule I could give it to you, probably 14 inches.

Mr. BENTLEY. That was at the time, her testimony was taken as to whether checks had been made there at that place by the Indians at that time, was it?

Mr. DOUGLAS. Yes, sir; with reference to some lands that they had bought for the Indians, or that the Indians were supposed to have bought near Muzquiz.

Mr. BENTLEY. I would like to reask one question that was asked before?

The CHAIRMAN. Very well.

Mr. BENTLEY. I think you have stated heretofore in your testimony that you were at the house of Alberto Guajardo on or about the 22d day of July, 1906, when numerous Indians were present at his house under guard, and when numerous Indians were in jail at Muzquiz. I would like to have you state to the committee if you made any inquiry of the Mexican authorities as to why, or at whose instance, those Indians were imprisoned.

Mr. DOUGLAS. I inquired of Alberto Guajardo, the jefe politico, as to why they were in jail.

Mr. BENTLEY. I would like to have you state his reply.

Mr. DOUGLAS. At that time there were five or six of what were known as the tribesmen of the Mexican Kickapoo Indians.

Senator CURTIS. You mean the chiefs or headmen?

Mr. DOUGLAS. Yes, sir; five or six of them. I understood they called them the councilmen. They were in jail and I was asking why they were under arrest, and Mr. Guajardo said they were not under arrest, that they were simply being detained. That—without refreshing my memory I could not state positively—it seemed from Mr. Guajardo's statement to me there were two investigations being held at the same time with reference to the Indians, one by Mr. Chapman on behalf of the United States Government, and one by the judge from Monclova, who, Mr. Guajardo said, was over there holding some sort of investigation with reference to the Indians, and he said the reason these Indians were detained was because they interfered with the Indians appearing to give testimony; in other words, that they counsel the Indians not to come, and that they were detained for that reason.

Mr. BENTLEY. At whose instance?

Mr. DOUGLAS. Either at the instance or suggestion of Mr. Outcalt or this district judge; I do not remember positively at this time.

Mr. BENTLEY. What was your capacity when you appeared there; how came you to appear there at that time, at Muzquiz?

Mr. DOUGLAS. In what capacity did I go, do you mean?

Mr. BENTLEY. Yes.

Mr. DOUGLAS. I was employed to go down there for that purpose by Mr. M. J. Bentley on behalf of the Indians, they having then been refused the privilege of coming to Eagle Pass, and a number of them, as has been stated, being in jail, I wanted to know what the trouble was.

Mr. BENTLEY. What was the condition of the Indians that you met, as to being demoralized and excited and disturbed?

Mr. DOUGLAS. It was very bad—very bad.

Mr. BENTLEY. When you called at the house of the jefe politico, Alberto Guajardo, did you make any inquiry as to why that large number of Indians were present there, and what they were doing?

Mr. DOUGLAS. Yes, sir. This district judge from Monclova was upstairs in the second story of the building, and Mr. Guajardo and a number of these Grimes people were also upstairs, and I called for Guajardo; the place was surrounded by Indians and policemen and Mexicans, and I went upstairs to see Mr. Guajardo, who was in the midst of this proceeding that was going on up there, and I told him I wanted to speak to him. He brought me downstairs, where we had quite a discussion. I asked him what they were doing upstairs, if they were signing deeds or what was going on, and he said no, that the district judge was conducting an investigation for the Mexican Government; that they were contemplating putting some sort of guardianship over the Indians, and that this investigation had to do with that.

Mr. BENTLEY. Did you learn afterwards what was actually being done at that time, or supposed to have been done?

Mr. DOUGLAS. Yes, sir; after developments showed that they were in the act of taking deeds, judging from the date of the deeds and other testimony that I have heard.

Mr. BENTLEY. Do you recall any statement by Mr. Guajardo at the time you were there in relation to the fact that he would put you in prison, or anyone else, at Mr. Outcalt's request?

Mr. DOUGLAS. Well, it came up incidentally; yes, sir. He stated that he was cooperating with Mr. Outcalt in assisting him; that he had letters from his Government requesting him to do so, and in all Indian matters he was prepared to carry out Mr. Outcalt's instructions, and he incidentally remarked that in carrying out his request he would put anybody who interfered with the Indians in jail, including myself. It came out incidentally and not in the nature of a threat or anything of that kind.

Mr. EMBRY. Mr. Douglas, you say you reside in Eagle Pass?

Mr. DOUGLAS. Yes, sir.

Mr. EMBRY. How long have you lived there?

Mr. DOUGLAS. Thirty-four years; all my life.

Mr. EMBRY. You are a lawyer by profession?

Mr. DOUGLAS. Yes, sir.

Mr. EMBRY. You went over to Muzquiz, as you stated, at the instance of Mr. Bentley at the time these deeds were taken?

Mr. DOUGLAS. Yes, sir.

Mr. EMBRY. Did you meet Mr. Outcalt there?

Mr. DOUGLAS. Yes, sir.

Mr. EMBRY. Did you have any conversation with him?

Mr. DOUGLAS. Yes, sir.

Mr. EMBRY. How many times did you see him?

Mr. DOUGLAS. I was there, I think, three days, and I saw him frequently during each day.

Mr. EMBRY. What was he doing during the times that you saw him?

Mr. DOUGLAS. Well, early in the morning he had a rifle and was going out shooting fish; he was a great fish shooter.

Mr. EMBRY. The first morning or second or third mornings you were there?

Mr. DOUGLAS. All three of the mornings, as I recollect it, he went out to shoot fish early in the morning.

Mr. EMBRY. What time would he return?

Mr. DOUGLAS. I suppose about 9 o'clock.

Mr. EMBRY. At what time did you arrive there on the first day you arrived at Muzquiz?

Mr. DOUGLAS. I do not recall what time I arrived on the train.

Mr. EMBRY. Well, about what time?

Mr. DOUGLAS. I do not recall whether I got in there in the afternoon or morning; I think it was about noon; that is my best recollection.

Mr. EMBRY. Did you see Mr. Outcalt that day?

Mr. DOUGLAS. I believe I did; yes, sir.

Mr. EMBRY. Are you certain about it?

Mr. DOUGLAS. No, sir; I could not be positive of it.

Mr. EMBRY. On what date with reference to your arrival did you talk with Guajardo about the detention of those Indians?

Mr. DOUGLAS. I believe I got in there on Sunday, and it was the next morning that I talked to him.

Mr. EMBRY. Was Mr. Outcalt present when you talked to him?

Mr. DOUGLAS. No, sir.

Mr. EMBRY. Did you talk with Mr. Outcalt about the matter?

Mr. DOUGLAS. Very little.

Mr. EMBRY. Did you ask Mr. Outcalt why those Indians were detained?

Mr. DOUGLAS. No, sir; I did not.

Mr. EMBRY. After you had learned that Guajardo was acting under the instructions of Mr. Outcalt, why did you not consult Mr. Outcalt about it?

Mr. DOUGLAS. I do not recall just why I did not, but I probably did not feel like the circumstances required it.

Mr. EMBRY. There was no feeling between you and Mr. Outcalt, was there?

Mr. DOUGLAS. None in the least; I never knew the gentleman.

Mr. EMBRY. You were there three days, and you understood that those Indians were detained under his direction and did not consult him about it?

Mr. DOUGLAS. I have not said that they were detained under his direction.

Mr. EMBRY. You were advised that they were detained under his direction?

Mr. DOUGLAS. No, sir; I said I could not positively say whether they were detained under his direction or that of the district judge, but I did say positively that Mr. Guajardo said that they were being detained there from going to Eagle Pass at Mr. Outcalt's direction. I have not stated that, but I did state that they were not allowed to come to Eagle Pass at Mr. Outcalt's direction.

Mr. EMBRY. Then you do not mean to be understood as saying that they were being detained at Musquiz at that time by Mr. Outcalt's direction?

Mr. DOUGLAS. In my first testimony in this matter I think I said that I could not be positive whether it was by his direction or the direction of this district judge.

Mr. EMBRY. You have an impression as to the facts of which you are not certain, have you not, Mr. Douglas?

Mr. DOUGLAS. I would rather you be more specific.

Mr. EMBRY. With reference to why these Indians were detained on the occasion to which you refer, you are not prepared to say at whose instance they were detained, are you?

Mr. DOUGLAS. Other than that they were detained with reference to one of those two investigations that I referred to.

Mr. EMBRY. But you do not know which?

Mr. DOUGLAS. I do not know which one, no sir.

Mr. EMBRY. Then you are not prepared to say that they were detained at that time by Mr. Outcalt's direction, or whether you were advised that they were detained at his direction or not, are you?

Mr. DOUGLAS. No, sir; I so stated.

Mr. EMBRY. What do they mean over there by detention—are you sufficiently familiar with that to understand what they mean by that in their procedure?

Mr. DOUGLAS. It is a distinction without a difference between being put in jail—as being detained—and as being under arrest.

Mr. EMBRY. What do they do with a man when he is detained?

Mr. DOUGLAS. They put him in jail.

Mr. EMBRY. Did they have those Indians in jail?

Mr. DOUGLAS. Yes, sir; the jail is a big courtyard with one of those big double door entrances, and when I got there the Indians were all squatted down in this archway of this door, and three or four policemen were sitting there at the outer entrance. I asked to be allowed to speak to them and was not permitted to do so. There were other prisoners around there at the time, or at least I took them to be prisoners; they were inside of this inclosure.

Mr. EMBRY. Upon your inquiry, as you have stated, you were advised that they were detained because they had interfered with other Indians attending as witnesses before the investigation?

Mr. DOUGLAS. Yes, sir; that was the reason given for their detention.

Mr. EMBRY. How long, if you know, were they detained?

Mr. DOUGLAS. I do not know how long they had been detained of my own knowledge, but Mr. Guajardo told me they would be turned loose at 5 o'clock in the afternoon—I am not sure whether of Monday or Tuesday, but I was on hand and they were turned loose promptly at that hour.

Mr. EMBRY. You did not talk with Mr. Outcalt about their affairs while you were over there, did you?

Mr. DOUGLAS. I did not.

Mr. EMBRY. Was it not a little strange that you went over there thinking to investigate the matter and did not talk with the representative of the Government there on the ground?

Mr. DOUGLAS. Well, it was not strange considering that my employment had nothing to do with Mr. Outcalt. I understood that all this was done by the Mexican authorities, and I understood it was all

being done by them, and, of course, I went to them to ascertain the facts and what the trouble was.

Mr. EMBRY. And that is the reason you did not talk with Mr. Outcalt?

Mr. DOUGLAS. And on applying to Mr. Guajardo I learned that much of it was being done at Mr. Outcalt's instigation. I stated that the reason I did not go to Mr. Outcalt was because after I learned that the Indians were being detained at his request, or at his instigation, I felt so satisfied in my own mind from what I had seen and learned there by that time that I had drawn the conclusion in my own mind that he was working with the Grimes people and assisting them—that I felt that to attempt to get any information or assistance from him would be useless.

Mr. EMBRY. Who gave you the information upon which you arrived at such a conclusion?

Mr. DOUGLAS. Well, it is a chain of circumstances.

Mr. EMBRY. What is?

Mr. DOUGLAS. Well, do you wish me to go into all of that?

Senator CURTIS. Just answer the question. Mr. Embry has a right to know why you came to that conclusion.

Mr. DOUGLAS. Well, Mr. Outcalt was living at Mr. Conine's house, and Mr. Guajardo had told me that Doctor Conine had some sort of guardianship over the Indians, or certain of them—I understood all of them—that he was sort of in charge of them, and Doctor Conine was working hand and glove with what are known as the Grimes people. That in itself was a very strong circumstance to my mind, and then when I got permission from Mr. Guajardo to go to the Indian camp, and did go, I was brought back by a policeman, and learned from a most reliable man—Mr. A. L. Noble—that Mr. Outcalt was the man who had sent the policeman for me, and the sentiment of the community generally—the people with whom I talked there—

Mr. EMBRY. Who were they; I want their names?

Mr. DOUGLAS. All right, sir.

The CHAIRMAN. Let him state what the sentiment was, and then you can inquire who the people were. Go on and state what the sentiment was.

Mr. DOUGLAS. The sentiment was indisputably that this man Outcalt was assisting the Grimes people. I gathered that information from Father Andreas, the Catholic priest there with whom I had a talk, Doctor Long, a physician there, Eduard Elizondo, an attorney there, and A. L. Noble, an American who I had known for many years.

Senator CURTIS. Does he live at Muzquiz?

Mr. DOUGLAS. No, sir; he was there temporarily.

Senator CURTIS. Where does he live?

Mr. DOUGLAS. He lived in the City of Mexico, I think, at that time; I think he lives in San Antonio now, but I am not positive. I also learned it from a man—I have forgotten his name—an American, who claimed to have been with the Indians a great many years.

Senator CURTIS. Is his name Clark?

Mr. DOUGLAS. Clark, that is the man.

Mr. EMBRY. Joe Clark?

Mr. DOUGLAS. I believe it is Joe Clark.

Mr. BENTLEY. The man who came from Oklahoma?

Mr. DOUGLAS. Yes.

Mr. BENTLEY. That is Joseph Clark.

Mr. EMBRY. What did Father Andreas say?

Mr. DOUGLAS. I would not attempt to state specifically what he said, but he called on me at the hotel and seemed very much interested in the matter and felt that a great outrage was being perpetrated. I could not attempt to repeat the conversation, because it was of a general nature.

Mr. EMBRY. What was the name of the lawyer whose name you mentioned—a Spanish name?

Mr. DOUGLAS. Elizondo.

Mr. EMBRY. What did he say?

Mr. DOUGLAS. Well, it was of the same tenor. I had quite a discussion with him with reference to the matter, and also with others—the whole community, in fact. Of course the town was full of those Indians, and the Indians were very much embarrassed, or demoralized, I should say, and it was a matter of general discussion there, and, of course, I being a stranger, they all discussed the matter with me and I with them.

Mr. EMBRY. You were also Mr. Bentley's attorney at that time, were you not?

Mr. DOUGLAS. I was employed by Mr. Bentley, and I understood that I was employed on behalf of the Indians.

Mr. EMBRY. What did A. L. Noble say?

Mr. DOUGLAS. He seemed to think and said that he thought that both sides were imposing on the Indians and he thought that this man Outcalt was assisting the Grimes people.

Mr. EMBRY. What did Joe Clark say?

Mr. DOUGLAS. I could not attempt to repeat the conversation, but it was to the same effect. Of course, there were other circumstances that entered into my drawing this conclusion, that I do not attempt to fix in my mind; it was my own conclusion.

Mr. EMBRY. Although you were a lawyer and went over there to look into the interest of those Indians you failed to talk to Mr. Outcalt, who was there with them, on a matter affecting their interest?

Mr. DOUGLAS. Yes, sir.

Mr. EMBRY. And you were there three days?

Mr. DOUGLAS. Yes, sir.

Mr. EMBRY. And there was no personal difference existing between yourself and Mr. Outcalt?

Mr. DOUGLAS. None in the world.

Mr. EMBRY. And you at no time talked with him or consulted with him about the condition existing?

Mr. DOUGLAS. I did not.

Mr. EMBRY. You at no time made any protest to Mr. Outcalt?

Mr. DOUGLAS. I did not.

Mr. EMBRY. Or asked his aid in accomplishing the matter which you had gone over there to accomplish?

Mr. DOUGLAS. No, sir.

Mr. EMBRY. Nor brought to his attention any matter that you desired corrected?

Mr. DOUGLAS. No, sir.



Mr. EMBRY. You took acknowledgments to deeds for Mr. Ives and Mr. Bentley, did you not?

Mr. DOUGLAS. Yes, sir; for both parties.

Mr. EMBRY. Let us take up the Grimes deeds first. How many acknowledgments did you take for Grimes?

Mr. DOUGLAS. Seven acknowledgments.

Mr. EMBRY. Where were they taken?

Mr. DOUGLAS. At my office.

Mr. EMBRY. Here?

Mr. DOUGLAS. Yes, sir; possibly one or two of them were taken at the First National Bank, but they were all taken here in Eagle Pass.

Mr. EMBRY. Were the names of the grantees in those deeds at the time they were signed and acknowledged by the Indians?

Mr. DOUGLAS. Yes, sir.

Mr. EMBRY. In all of them?

Mr. DOUGLAS. Yes, sir.

Mr. EMBRY. Did those Indians come before you at the time of the acknowledgment?

Mr. DOUGLAS. Yes, sir.

Mr. EMBRY. Did they sign by mark or in their own handwriting?

Mr. DOUGLAS. In one or two instances they signed in their own hand, I think, but principally by mark.

Mr. EMBRY. Did they require interpreters?

Mr. DOUGLAS. Yes, sir; in most cases they did.

Mr. EMBRY. Who were the interpreters?

Mr. DOUGLAS. For the Grimes people there was Willie Murdock; he was the principal interpreter when I was taking acknowledgments, and also Mack Johnson.

Mr. EMBRY. Were those interpreters drunk or sober at the time the acknowledgments were taken?

Mr. DOUGLAS. They were not perceptibly drunk; they might have had a few drinks on board, but they were not drunk.

Mr. EMBRY. What time of day were the acknowledgments taken?

Mr. DOUGLAS. I could not tell you that; they were taken at different times in the day. My record would not show what hour of the day they were taken, but it would show on what day they were taken.

Mr. EMBRY. Were the Indians executing the deeds drunk or sober at the time the deeds were acknowledged?

Mr. DOUGLAS. They were not drunk.

Mr. EMBRY. To what extent did you inquire of the Indians as to their execution of the deeds at the time they executed them?

Mr. DOUGLAS. I explained to them the nature of the document, what it purported to convey, how much land and the consideration, and who the conveyance was being made to—in other words, I explained the instrument to them.

Mr. EMBRY. The deed was not read to them verbatim?

Mr. DOUGLAS. Verbatim? No, sir.

Mr. EMBRY. None of the deeds were read to them verbatim, were they?

Mr. DOUGLAS. No, sir.

Mr. EMBRY. You simply explained to the interpreter the general idea of the conveyance and he supposedly conveyed that to the Indian?

Mr. EMBRY. And at no time were the contents of the deed read to the Indians?

Mr. DOUGLAS. No, sir; that is, not verbatim. It was explained to them.

Mr. EMBRY. Now, please put in the record a statement showing substantially the nature of the explanation of the deed which you made to those Indians at the time they executed them—just as if I were the Indian. How much of that deed would you explain to him? What would you say?

Mr. DOUGLAS. I would say, this instrument is a deed selling 80 acres of land in Pottawatomie County, Oklahoma, to John Smith for \$500. Do you want to sign this conveyance? If he did I would then take his acknowledgment.

Mr. EMBRY. Did you tell him the price of the land?

Mr. DOUGLAS. In some instances I did.

Mr. EMBRY. And in some instances you did not?

Mr. DOUGLAS. Presumably not. The allotment number was given in nearly every case, and I think I gave him the number, but I could not state positively that I did in all cases. I gave them such description of the land as I thought would enable them to understand what was being done.

Mr. EMBRY. And that was supposedly all the information the Indian had as to what he was signing or acknowledging?

Mr. DOUGLAS. Yes, sir; in reference to the Grimes people. Of course there was always some hanging fire, and they would sometimes spend the whole morning getting to an understanding with the Indian as to price, etc.

Mr. EMBRY. Not in your presence, though?

Mr. DOUGLAS. It was in my office and a good part of it I could hear. I was otherwise engaged, but I understood pretty generally what was going on.

Mr. EMBRY. Did you at any time hear them interpret the deed verbatim to the Indian?

Mr. DOUGLAS. No, sir.

Mr. EMBRY. Was it done at any time?

Mr. DOUGLAS. Not to my knowledge.

Mr. EMBRY. The deed was not made out, in fact, until after their negotiations had been concluded and they came to you and you made out the deed in full, did you not?

Mr. DOUGLAS. No, sir; I do not think I made out a single deed. The deeds were generally made out with the exception of the grantee. I think I wrote the grantee's name in in most every instance, as far as the Grimes people were concerned.

Mr. EMBRY. Did you see these Grimes people for whom you took acknowledgments pay the Indians any money?

Mr. DOUGLAS. On several occasions, yes, sir; at the First National Bank.

Mr. EMBRY. Now, with regard to the acknowledgments that you took for Mr. Ives or Mrs. Bentley—did you take any for Mrs. Bentley?

Mr. DOUGLAS. No, sir.

Mr. DOUGLAS. No, sir.

Mr. EMBRY. Or for Mr. Bentley?

Mr. DOUGLAS. Yes, sir.

Mr. EMBRY. With regard to the acknowledgments which you took for Mr. Bentley or Mr. Ives, what information was the Indian given before he signed and executed the deed?

Mr. DOUGLAS. It was explained practically to the same effect as in the other case, except that in lieu of the consideration it was explained to him that he was selling his land—he was conveying his land rather—with the idea of its being sold and purchasing land in Mexico in lieu thereof.

Mr. EMBRY. It was explained to the Indians who executed the deeds to Mr. Ives or Bentley that they would sell the land and buy the Indians' land in Mexico.

Mr. DOUGLAS. Yes, sir.

Mr. EMBRY. Do you think the Indians understood that clearly?

Mr. DOUGLAS. I could not say as to that, except that it was explained to them clearly, and through an interpreter.

Mr. EMBRY. Was the explanation which was given an explanation given of the deed—was the deed read to them through the interpreter?

Mr. DOUGLAS. No, sir; the deed was not read to them through the interpreter; it was my explanation only. I would take the deed and cover the substance of it in my own mind, and then convey it to them as best I could.

Mr. EMBRY. That explanation was substantially as stated in the case of the Grimes deeds, except they were told in addition that the Oklahoma land would be sold and the Indian would be given land in Mexico in lieu of that?

Mr. DOUGLAS. Yes, sir.

Mr. EMBRY. Now, you knew, as a matter of fact, that those deeds which you took for Bentley or Ives were absolute warranty deeds, did you not?

Mr. DOUGLAS. Yes, sir.

Mr. EMBRY. Then the explanation you gave them were of facts not appearing in the deeds at all?

Mr. DOUGLAS. Yes, sir; that is, so far as the consideration is concerned.

Mr. EMBRY. Then the representations which were made to those Indians to induce them to sign were not correct representations of the contents of the instrument which they executed?

Mr. DOUGLAS. Well, I suppose, strictly speaking, yes; that is true. What you say is true.

The CHAIRMAN. As a legal proposition I would say that it was not true. When you stated to them the purpose—that is, an outside thing from a deed—it was not necessary to put in the deed that this was to be held in trust.

Mr. DOUGLAS. No, sir.

Mr. BENTLEY. I think the witness has been misunderstood.

The CHAIRMAN. I do not desire that proposition to go into the record here without protest from me. It is not necessary when you make a deed that you must insert a provision in the deed that the property must be held in trust.

Mr. EMBRY. Did you explain to the Indians that there were other considerations for these conveyances than the fact that Mr. Bentley or Mr. Ives would sell the land in Oklahoma and buy them land in Mexico?

Mr. DOUGLAS. No, sir; I believe not.

Mr. EMBRY. It was not represented to them that they were receiving any consideration except that these men, Mr. Bentley or Mr. Ives, as the case might be in a particular deed, would sell their land in Oklahoma and buy them land in Mexico.

Mr. DOUGLAS. Yes, sir.

Mr. EMBRY. Then where those deeds recite a money consideration it was not explained to the Indians that they would receive such money consideration?

Mr. DOUGLAS. No, sir; it was not explained to them; nothing was said about a money consideration.

Mr. EMBRY. Did you ever talk with Mr. Bentley about whether he or Mrs. Bentley or Mr. Ives had executed any deeds, writings, or declarations in trust for those Indians at that time?

Mr. DOUGLAS. I do not exactly understand that question.

Mr. EMBRY. I want to know whether they had executed any papers showing that they would hold this land in trust?

Mr. DOUGLAS. Mr. Bentley or Mrs. Bentley or Mr. Ives?

Mr. EMBRY. Yes; did Mr. Bentley tell you anything about that?

Mr. DOUGLAS. Oh, yes, sir; I had inquired of Mr. Bentley and learned that there was some sort of writing—a trust or written instrument—recognizing the trust on deposit with Mr. Bentley at the Border National Bank, in this city. I did not see it, but I understood that was the fact.

Mr. EMBRY. None of those trust instruments were present at the time the Indians executed the deed?

Mr. DOUGLAS. No, sir.

Mr. EMBRY. And you did not call their attention to that fact as to there being trust instruments of any kind?

Mr. DOUGLAS. No, sir; I never mentioned that feature at all to the Indians, or discussed it with them.

Senator CURTIS. You say you took acknowledgments of a number of Indians for what is known as the Grimes party and a number for Mr. Bentley, and what you might say was the Bentley party. I want to ask you if you were personally acquainted with the Indians and knew them to be the identical persons who signed the deeds, or did you have to rely upon what was told you by the Grimes party, or by the Bentley party, or by the interpreters, as to the identity of the Indians presented?

Mr. DOUGLAS. I had to rely at the beginning entirely on the word of other people; I did not know them at all; I had no acquaintance with them.

Senator CURTIS. What acknowledgments did you take at the beginning?

Mr. DOUGLAS. I took seven acknowledgments for the Grimes people.

Senator CURTIS. You did not know any of those Indians personally, or did you know any of them, and if so, which ones did you know personally at that time?

Mr. DOUGLAS. I am trying to make myself clear. I took deeds at different dates. Of course the first that I took—probably three—I did not know them at all. I would not know one Indian from another, and I took written affidavits that they were the Indians

introduced to me; as the name was given, that he was that identical Indian.

Senator CURTIS. You took an affidavit of whom?

Mr. DOUGLAS. I took the affidavit of L. C. Grimes to those.

Mr. CRESSON. Does your acknowledgment in each case show that the man who made his mark was being introduced by So-and-so and personally well known to me?

Mr. DOUGLAS. No, sir.

Mr. CRESSON. Then your acknowledgment is not in conformity with the Texas law, is it?

Mr. DOUGLAS. Yes, sir; entirely.

Mr. CRESSON. Does not the Texas State law require that when a man is introduced to you—for instance, an Indian introduced to you—that you shall say “well known to me” or “introduced to me by”—by Senator Curtis, for instance, a man whom I do know?

Mr. DOUGLAS. If you will just change the word to “provide” instead of “require,” I will say yes. There is a provision in the statute under which we can take such an acknowledgment as that; there is no requirement, however, and if a notary feels that he knows a man even though he has been introduced to him but a half a minute before—if he feels that he is reliably informed—he can say “known to me.” In other words, there is no definite period of time in which a man must know another and say he is known to him.

Mr. CRESSON. In all of those deeds you felt confident that you knew it was the identical Indian, and put in your acknowledgment that you knew it to be the identical Indian?

Mr. DOUGLAS. I will say that in the beginning I took that matter up with Mr. Chapman and Mr. Russell Johnson and wanted to make my acknowledgment in that form, but they said there was no provision in the Oklahoma State recognizing that and that it would only be necessary to state “known to me.” So I took every precaution that I could to be satisfied in my own mind that it was the identical Indian. After the first few, however, I got to seeing the Indians and felt that I knew them somewhat, although probably to-day I could not point out half of them by name whose acknowledgments I took.

Mr. CRESSON. I beg your pardon for interrupting you, but that was a Texas law that I wanted to call attention to.

Mr. BENTLEY. Mr. Douglas, I would like to have you state to the committee if there was any difference in the demeanor of the Indians, when they were brought to your office to have acknowledgments taken, between those that came with me and those that came with the Grimes party, any difference shown in disposition?

Senator CURTIS. Did you notice any difference in their conduct or in their appearance, that is what you mean?

Mr. BENTLEY. Yes.

Mr. DOUGLAS. In the first batch there was not—that is, the first batch of the Grimes people.

Senator CURTIS. The seven?

Mr. DOUGLAS. There were three or four of them—I only took 7 altogether for the Grimes people and about 10 or 12 for Mr. Bentley, but in one or two instances the Indians seemed to be afraid of Mr. Bentley; I could not tell why, when they came with the Grimes people; that was the last one or two, and the last one particularly. He asked me, or had the interpreter ask me, not to let Mr. Bentley into

the office. I heard—this is hearsay—that he had had some little difference with Mrs. Bentley, I do not know just what it was; and he seemed to be afraid of Mr. Bentley.

The CHAIRMAN. Do you remember who that Indian was?

Mr. DOUGLAS. I could tell you by looking at my record. He was a man who sold three or four pieces of land.

The CHAIRMAN. To the Grimes party?

Mr. DOUGLAS. Yes, sir.

Senator CURTIS. State how the Indians acted that Mr. Bentley brought in there?

Mr. DOUGLAS. With the exception of those one or two, of the last ones of the Grimes people, they all acted about the same, just as Indians usually act.

Senator CURTIS. I want you to state how the Indians that Mr. Bentley brought in acted—were they excited?

Mr. DOUGLAS. No, sir.

Senator CURTIS. Were they afraid to meet the Grimes, or afraid to have the Grimes, people in the building?

Mr. DOUGLAS. Not a particle that I observed.

Senator CURTIS. Why did you stop taking acknowledgments for the Grimes people?

Mr. DOUGLAS. Well, because I did not like the way they seemed to be accomplishing their purpose.

Senator CURTIS. What had you noticed with regard to that?

Mr. DOUGLAS. You understand it was not until after I made this trip to Muzquiz, and what I saw there is what influenced me; I did not care to take any more.

Mr. BENTLEY. I would like to have you state to the committee if there was any hesitancy on the part of the Indians that I brought before you to make deeds. Did they seem to act voluntarily, and was there any delay in the negotiation or barter?

Mr. DOUGLAS. No, sir.

Mr. BENTLEY. Did they seem willing to make deeds?

Mr. DOUGLAS. Yes, sir; they did.

The CHAIRMAN. Mr. Douglas, Mr. Embry has asked you, and expressed some surprise that you did not consult Mr. Outcalt when you were there. Will you state to the committee why you did not consult him?

Mr. DOUGLAS. I did state, Senator, and I think it is in the record.

Senator CURTIS. Yes; he stated that.

The CHAIRMAN. He did in the first instance; but the record will show that Mr. Embry stated that you were there three days and that Mr. Outcalt was there and that you never consulted him about this matter at all. You will find that in the record.

Mr. DOUGLAS. I will state that the primary purpose, or the real purpose, in my going there was, first, to get the Indians out of jail, such as were in jail, and, if possible, to arrange so that they could come to Eagle Pass when they wished to, and if there was any requirement of the Mexican authorities with regard to getting that privilege that I could ascertain just what that requirement was and inform the Indians, so that they could comply with it. It afterwards developed, as I stated, that the Indians were being refused the privilege of leaving Muzquiz and coming to Eagle Pass at the instance of Mr.

Outcalt, and by the time I learned this I was so fully convinced in my own mind that Mr. Outcalt was working with the Grimes people that I did not feel that I could accomplish anything by going to him. I met him several times and engaged in short conversations with him during which he was very friendly, but he never said anything about the Indians to me, nor I to him.

Mr. EMBRY. May I ask just one other question?

The CHAIRMAN. Certainly.

Mr. EMBRY. Did you hear Mr. Outcalt talking to anyone about these Indians?

Mr. DOUGLAS. No, sir; I did not.

The witness was thereupon excused.

W. A. BONNET recalled for further examination.

Mr. BONNET. I was requested to bring a memorandum of Mr. Bentley's account on different dates and submit it to the committee.

The CHAIRMAN. Have you been able to do that?

Mr. BONNET. Yes, sir; I have that statement.

The CHAIRMAN. Have you got it so that you can furnish it to the committee? Mr. Embry wanted to look at it.

Mr. EMBRY. Mr. Chairman, I would like that statement to go into the record.

The paper referred to was marked for identification "Exhibit Bonnet No. 2," and is as follows:

#### EXHIBIT BONNET 2.

*Memorandum of deposits by M. J. Bentley in the Border National Bank of Eagle Pass, Texas.*

1905.		
Mch. 7, personal	-----	\$1, 116. 66
C. D. Shawnee	-----	\$1, 030. 00
Check	-----	\$100. 00
Less cash	-----	13. 34
	-----	86. 66
	-----	1, 116. 66
Mch. 13, personal	-----	1, 030. 00
C. D. Shawnee	-----	1, 030. 00
Apl. 19, agent	-----	5, 000. 00
Dft. Shawnee Nat. Bk. on N. Bk. Com., St. Louis.	-----	
June 2, personal	-----	10. 00
Aug. 11, agent (cks)	-----	903. 25
21 cks. drawn by Thackery favor Kickapoos.	-----	
Nov. 16, personal	-----	6. 00
1906.		
Jany. 11	-----	1, 000. 00
Jany. 26 (from other %)	-----	407. 50
Jany. 27	-----	90. 00
Feby. 1	-----	5. 00
Certificate of dep. #522 of B. N. Bk., Oct. 14, 1905.	-----	
Feby. 3 (Stimpson took this check on dep.)	-----	5, 000. 00
Feby. 24	-----	2, 000. 00
C. D. #521, \$3,000; N. Y. dft., \$1,000; balance cr.	-----	
June 5, ck. on Harrah, Okla	-----	425. 00

June 11, note (borrowed from B. N. Bk.)	\$3,000.00
June 16, (?)	14.75
June 25, (?)	15.00
July 3, (?)	50.00
July 5, note borrowed from B. N. Bk.	5,000.00
July 13, (?)	15.00
July 17, 7/14/06, 4394 Shawnee Nat. Bk.	1,250.00
Aug. 14, State Nat. Bk. Shawnee	6,000.00
Aug. 25	4,500.00
J. H. Everest favor Ida B. Bentley, 4 cks.	
Sept. 24	20.00
Nov. 5	20.00
Nov. 20, 4 Indians	1,251.37
Nov. 22, 10 Indians—2 twice	1,046.44
Nov. 23, 3 Indians	537.39
Nov. 24	142.70
Nov. 26, 10 Indians (part 100 let)	1,850.31
Nov. 27, cash	345.00
Nov. 28, 6 Indians—2 twice	873.00
Nov. 30, Tapah-hah	182.00
Dec. 1, 1 Indian (noten)	64.00
Dec. 20, 2 Indians, \$243; co. atty., \$245	488.00
Dec. 21, 3 Indians	550.41
Dec. 22, Nan-e-tho	59.66
Dec. 29, 5 Indians	423.48
Dec. 31, Ah-che-che	200.00

1907.

Feby. 7, 5 Indians	480.22
Feby. 11	80.51
Apl. 30, Homer Anderson people	2,600.00
May 6	187.50
June 14	100.00
June 19, demand note	1,000.00
June 27	37.00
Oct. 22	10.00
Oct. 26, cash	120.00

Mch. 1, 1905, \$372.46, credit balance.

Apl. 19, 1905, \$15,253.25, credit balance; includes cashier's checks.

Aug. 13, 1906, \$5,201.26, debit balance.

Nov. 4, 1907, \$20.57, credit balance.

The CHAIRMAN. Did you make that paper out yourself?

Mr. BONNET. Yes, sir; I made it out myself and have gone over it since, and Mr. Cresson went over some of the figures last night. I have gone over the items and found them all correct. There are some pencil memoranda made on the paper by Mr. Cresson.

The CHAIRMAN. That may be erased.

Mr. EMBRY. Mr. Cresson will erase every note he made on it.

Mr. BONNET. I have gone over this and verified the figures. For instance, as to this deposit here I simply made a memorandum for my own satisfaction. It was one check of \$1,030. This is a list of all deposits made by Mr. Bentley between March 7, 1905, and October 26, 1907.

Mr. EMBRY. I just want to ask one question; I do not care to go into the details at all. On the front of the page there is exhibited correctly the account of Mr. J. M. Bentley with the Border National Bank of this place.

Mr. BONNET. I suggest that you say deposits instead of account.

Mr. EMBRY. The account beginning March 7, 1905, and continuing up to and including October 26, 1907, so far as to show the deposits made by him.

Mr. BONNET. Yes, sir.

Mr. EMBRY. Covering that period?



Mr. BONNET. Yes, sir.

Mr. EMBRY. The pencil marks on this first page accompanying the items of deposits which are not erased are notations which you find to be correct?

Mr. BONNET. Yes, sir.

Mr. EMBRY. Indicating the source from whence came these moneys deposited and other particulars as shown.

Mr. BONNET. Yes, sir.

The CHAIRMAN. Now explain the memorandum on the back.

Mr. EMBRY. On the back of Exhibit Bonnet No. 2 is this entry: "March 1, 1905, \$372.46, credit balance." What does that represent?

Mr. BONNET. That is Mr. Bentley's credit on March 1, 1905—the balance to his credit; what we call back balance.

Mr. BENTLEY. Does that include outstanding certified checks?

Mr. BONNET. No.

Mr. BENTLEY. I want it to include that.

The CHAIRMAN. That shows his balance on your record, but it does not show, you say, his checks?

Mr. BONNET. Yes, sir; the certificates. It shows that later on.

The CHAIRMAN. It shows that, you say?

Mr. BONNET. Yes, sir; "April 19, 1905, \$15,253.25 credit balance includes cashier's checks."

The CHAIRMAN. I supposed when you had a certified check you charged it up to him?

Mr. BONNET. When we had a certified check we charged it to his account. Mr. Bentley had \$15,000 at one time——

The CHAIRMAN. Outstanding certified checks?

Mr. BONNET. Yes; checks that he had drawn and which we charged to his account and which did now show in his balance to April 19, which goes into his balance now. On April 19, including those checks which he had turned in, he had \$15,253.25.

Mr. EMBRY. Now, Mr. Bonnet, the second item on the back of Exhibit Bonnet No. 2, is "April 19th, 1905, \$15,253.25 credit balance." What does that represent?

Mr. BONNET. That includes cashier's checks, as we call them, which is a technical term to represent some checks.

Mr. EMBRY. It includes cashier's checks?

Mr. BONNET. Yes, sir.

Mr. EMBRY. This last shows his credit balance on that date, including cashier's checks.

Mr. BONNET. Yes, sir.

Mr. EMBRY. The third item is "Aug. 13, 1906, \$5,201.26 debit balance."

Mr. BONNET. I added that in because that was the largest sum he ever owed us as an overdraft.

Mr. EMBRY. And that item shows all he ever owed you in the current account of the bank on that date?

Mr. BONNET. Yes, sir; as an overdraft.

Mr. EMBRY. The fourth item is "November 4, 1907, \$20.57 credit balance." What does that represent?

Mr. BONNET. That was the amount that was to his credit on November 4, 1907.

Mr. CRESSON. All of this account was carried in the individual name of Martin J. Bentley, as shown there?

Mr. BONNET. It started out as Martin J. Bentley, agent; he also had a personal account, and he later on transferred it all to one account.

Mr. CRESSON. The personal account was in the name of Martin J. Bentley?

Mr. BONNET. Yes, sir; and he transferred it over to the agent page and then we ran it as a personal account.

Mr. CRESSON. Since what date have you run this as the personal account of Martin J. Bentley?

Mr. BONNET. I do not know that.

The CHAIRMAN. Will not that paper show it?

Mr. BONNET. Yes, sir; it shows right here—January 26, 1906.

Mr. CRESSON. It became a personal account of Martin J. Bentley?

Mr. BONNET. It became a personal account of Martin J. Bentley. Before that it was known as M. J. Bentley, agent.

Mr. EMBRY. After it became what you refer to as a personal account, the moneys deposited by him were carried in that one account from that time on?

Mr. BONNET. Yes, sir.

Mr. CRESSON. And all checks he simply signed Martin J. Bentley?

Mr. BONNET. Yes, sir.

The CHAIRMAN. What did you understand the word agent meant?

Mr. BONNET. Before this account ran for a while as M. J. Bentley, Indian trust agent, and then it was just cut down to M. J. Bentley, agent.

Mr. EMBRY. How long did it run as Indian trust agent?

Mr. BONNET. I do not know; it might have been six months or maybe a year, but this agent account, one way or the other, was there for perhaps two years.

The CHAIRMAN. Do you know why it was changed?

Mr. BONNET. Mr. Bentley said that it was all simply Indian money; that is it was all one Indian account and he was getting it mixed up; he would draw checks and forget to put agent on them and we would charge it to his personal account, and he said simply to save us trouble, and for convenience, he would run it into one account, and we then transferred it to that agent account.

Mr. CRESSON. Were any of the deposits made by Martin J. Bentley his personal money, or were they all moneys from the Indians; did he state to you?

Mr. BONNET. He made some personal deposits.

Mr. CRESSON. And the personal deposits and the Indian deposits were all mixed together and absolutely unidentified?

Mr. BONNET. That is after January 26. Up until January 26 there were separate accounts.

Mr. CRESSON. And after that date the personal accounts and Indian accounts were all together?

Mr. BONNET. Yes, sir. If you will notice in the memorandum I have submitted he made a deposit for his personal account of \$1,116.66 on March 7, 1905. On March 13 he deposited to his personal account \$1,030. On April 19, agent account \$5,000. On June 2, personal account, \$10. On August 11, agent account, \$903.25. On November 16, personal account, \$6.

The CHAIRMAN. That will show for itself. It is already in the record.

Mr. BONNET. Then from there on it is all one account.

The CHAIRMAN. It is personal after that?

Mr. BONNET. Yes, sir; just M. J. Bentley.

The CHAIRMAN. That was August 11, 1905, and it has always been personal since that time?

Mr. BONNET. Yes, sir.

Mr. EMBRY. In the acknowledgments which you took to Kickapoo Indian deeds on and after June 21, 1906, what explanation did you make to the Indians of the deeds which they executed?

Mr. BONNET. Well, the first ones I explained to them fully as to the deed; that is, I explained to them that it was, for instance, lot E.  $\frac{1}{2}$ , N.  $\frac{1}{2}$ , etc., and gave the number of acres and the allotment, and where it was located, and after doing that to three or four of them I found it was like talking Greek to them; they had no idea of what I was talking about. They did not know what the survey number was. I do not believe there was one who could tell what section of land his was; so I gave it up and finally told him it was 80 acres—or so and so, whatever it was—your interest in your land that you are selling, and asked them if they understood it that way, and they said yes, and I asked them to touch the pen, and explained to them that they were deeding the land to Mr. Bentley, or Mrs. Bentley, or Ives, or whoever it might be.

Mr. EMBRY. For what purpose did you explain to them?

Mr. BONNET. I explained to them that they were simply signing a deed and when they once signed that deed that they had no more right to that land, and in cases where Mr. Bentley was there I would explain to the interpreter that it was for the purpose of conveying land in Mexico. Some of the Indians would say, "Yes, that is all right; we are deeding the land to Mr. Bentley; he is going to buy land in Mexico."

Mr. EMBRY. Was it explained to them that the deeds made to either Mr. Bentley or Mrs. Bentley or to Mr. Ives, and did they understand that it was for the purpose of enabling them to sell the Oklahoma land and buy them land in Mexico?

Mr. BONNET. They did not all, because my recollection is that some deeds were outright.

Mr. EMBRY. About how many of the deeds were outright?

Mr. BONNET. I could hardly say that; I recall one. I notice in the record book a deed from Mr. Grimes sometime ago—

Mr. EMBRY. I am speaking now with reference to deeds made to Mr. Bentley, Mrs. Bentley, or Mr. Ives.

Mr. BONNET. Well, one of them I remember distinctly. He first wanted to sell it to Mr. Bentley and to sign up with the understanding that he was to get land in Mexico; then later on he wanted to change that, and after he had signed and acknowledged the deed he said no, if Mr. Bentley got over a thousand dollars he wanted one-half of it.

Mr. EMBRY. That was after he had acknowledged the deed?

Mr. BONNET. Yes, sir, and Mr. Bentley was agreeable to that. They talked a while, and he spoke to some of them in the Indian language, which I did not understand, and finally he said to Mr. Bentley, "You give me \$250 more and you can keep the land." Mr. Bentley had paid him \$500 at the time, I think.

Mr. EMBRY. What Indian did that?

Mr. BONNET. It was one of them from the Rio Grande Hotel. He said, "You give me \$250 more and you can keep the land."

Mr. EMBRY. Can you tell us what Indian that was?

Mr. BONNET. No, sir; if I saw his deed I could tell.

Senator CURTIS. Mr. Bentley, if you know the name, you may state it.

Mr. BENTLEY. July 6. It was Wah-the-cona.

Mr. EMBRY. Do you remember that Wah-the-cona was the Indian to which you referred?

Mr. BONNET. I could not say positively; I could tell it if I saw the deed, because he can write.

Mr. EMBRY. Now were there any other of those Kickapoo deeds taken outright, or were all the others trust deeds?

Mr. BONNET. I could not say that, because often there would be a number of them. I would just have the interpreter explain to them that they were selling their land and that when they touched the pen their land was gone—that is, that they had sold it.

Mr. EMBRY. What did you tell them they were getting with it?

Mr. BONNET. I told them that this was a deed to Mr. Ives or Mrs. Bentley, or whoever it was—

Mr. EMBRY. I am talking about the Bentley and Ives deeds.

Mr. BONNET. Mr. Bentley might have had deeds made to other people; I do not know. I notice in the record that there were some Indian deeds made to other people.

Mr. EMBRY. We will talk about those later. I am talking about Mrs. Bentley and Ives.

Mr. BONNET. I would explain to them that "when you touch the pen you are deeding your land to this man." The Indian would promptly say "Yes; I am going to get land in Mexico;" and then I would just simply explain or say to them, "You touch the pen for that land up there—your 80 acres up there, or your interest in So-and-so's land"—this heirship land, as they call it—"and when you once sign it it is gone." They seemed satisfied and voluntarily signed.

Mr. EMBRY. Did you not tell them how much money the deed called for?

Mr. BONNET. I do not remember. I did perhaps in some cases. I remember this man who got \$750 and signed the deed for a thousand dollars, because he appeared to be able to write.

Mr. EMBRY. You did not read the deeds to any of them verbatim?

Mr. BONNET. I did at the beginning.

Mr. EMBRY. About how many did you so read?

Mr. BONNET. I do not suppose more than three or four.

Mr. EMBRY. Now, put in the record about what explanation you made, to the Indians requiring the interpreter, of the contents of the deeds after the execution and to the three or four which you said you read to them in full.

Mr. BONNET. Of course I can not repeat it exactly, but it was in substance like this: "This is a deed; you are selling 80 acres"—or whatever number there might be—"in Pottawatomie County"—or whatever county it was in Oklahoma—"you sign this deed and your land is sold to Mrs. Bentley or Mr. Ives. When you sign the deed you give up all title to the land. Are you satisfied?" They all signified their assent to have them signed and closed the trade.

Mr. EMBRY. Did you at that time tell them anything about this trust agreement or declaration of Mr. Ives?

Mr. BONNET. No, sir; Okemah seemed to know about the trust agreement before I did—Okemah and some of the headmen or council men, as they call them. There were always invariably some of those present.

The CHAIRMAN. Did they explain them to the Indians, or did Mr. Bentley?

Mr. BONNET. I suppose they did; they talked to them in Kickapoo, which I did not understand.

Mr. BENTLEY. I would like to have you state if there was any instance where any Indian had to be persuaded or coaxed to sign a deed, and if it was not usually his absolutely voluntary act. Did he not come up appearing to want to make a deed?

Mr. BONNET. About the only one I remember who did not have to be coaxed was woman. She had to be talked to quite a while about some heirs' land. She did not want to sell it, because she did not think she had an interest in it. I do not remember any of them having to be coaxed or forced.

The CHAIRMAN. You say she thought it was not hers?

Mr. BONNET. She thought it was hers, but she wanted it to go to some of the other kin folks.

Mr. EMBRY. Did you take acknowledgments of any deeds to Chapman?

Mr. BONNET. I would have to look at the record before I could tell you.

Mr. EMBRY. Or to Grimes?

Mr. BONNET. I notice one here, in running through my papers a while ago, that I took to Grimes.

Mr. EMBRY. Let me ask this general question, which covers it all: In all such deeds as you may have taken, conveying land to Chapman, Grimes, Brown, Moore, Russell Johnson, Willard Johnson, or any other person for this land, did you explain to the Indian the contents of the deed, any further than you have stated, with reference to the Bentley or Ives deeds?

Mr. BONNET. The explanations in all cases was similar, although as to a great many of those you have named I never took acknowledgments for them.

Mr. EMBRY. But in no case was the deed read in full or interpreted in full to the Indian?

Mr. BONNET. It was at first to some of the first ones.

Mr. EMBRY. With the exception of three or four of the first ones?

Mr. BONNET. Five or six or seven.

Mr. EMBRY. And at no other time was the deed read in full or interpreted to the Indian?

Mr. BONNET. It was not read in full, but was explained as fully as I thought it possible to explain to them as to what they were doing.

Mr. EMBRY. Do you think they were incompetent to understand the other portions of the deeds or the effect of them?

Mr. BONNET. There are a very few people who could tell offhand what the number of the lot and block is that they own, and I do not think they understood it, because those that I tried it on did not seem to understand it.

The CHAIRMAN. White people can not do that, can they?

Mr. BONNET. No, sir. I have three or four lots in town here, and I could not tell offhand any one of them by lot and block number.

Mr. CRESSON. This land in Oklahoma that was mortgaged to your bank, or rather to you for your bank, by Mr. and Mrs. Bentley and Ives, was the identical land held by the Bentleys and Ives in trust for the Indians and covered by this trust agreement, was it not?

Mr. BONNET. I do not know; I could not tell the number of either survey.

Mr. BENTLEY. That is so. Mr. Bonnet, when the principal number of Indians came to your bank to acknowledge deeds to Mrs. Bentley and Mr. Ives, and particularly in July, when the largest number of acknowledgments were taken, do you recall whether I was in Eagle Pass, or whether the Indians followed me and came out here voluntarily to make those deeds, beginning, say July 1?

Mr. BONNET. Whether you brought them out?

Mr. BENTLEY. Whether I was already here, and they came voluntarily here—did anybody bring them or did they, as you understood it, come themselves?

Mr. BONNET. As far as I know they came themselves; I do not remember your bringing any. Some one said that you brought them, but I do not remember any of them being brought in. In fact, some of the Indians were here before you came at one time, waiting to sign some papers; they were camped opposite the bank down there in the lot for some time. I remember at one time some of them waited here several days.

Mr. BENTLEY. Are you a member of the board of county commissioners of this county?

Mr. BONNET. Yes, sir.

Mr. BENTLEY. Do you recall my asking permission of you, as one of the commissioners, that when any Indian showed any disposition to get drunk, that before he did get drunk, he be taken to the jail and cooled off?

Mr. BONNET. Yes, sir; and the sheriff was given orders to cool them off frequently.

The witness was thereupon finally excused.

M. J. BENTLEY recalled.

Mr. BENTLEY. I desire to say to the committee that I have here a will made by Ida B. Bentley, of Shawnee, Okla., wife of Martin J. Bentley, dated the 7th day of October, 1905. It is witnessed by G. M. D. Steel, J. G. Harris, and W. W. Ives.

Mr. CRESSON. Please read this portion [indicating].

Mr. BENTLEY. It is as follows: "I give and devise to my husband, Martin J. Bentley, the following described property, to wit: The N.  $\frac{1}{2}$  of NE.  $\frac{1}{4}$  of sec. 12, T. 10 N. of R. 3 E. of I. M., and N.  $\frac{1}{2}$  of SE.  $\frac{1}{4}$  of sec. 13, T. 10 R. 3 E. of I. M." That was all the Indian property in my wife's name at that time.

Mr. CRESSON. Is that in your handwriting?

Mr. BENTLEY. No, sir.

The CHAIRMAN. Mr. Bentley, state why that was put in.

Mr. BENTLEY. It was put in so that in the event of Mrs. Bentley's death these Indian lands would not be complicated, and that they would—

The CHAIRMAN. They would not pass to her heirs.

Mr. BENTLEY. No, sir; but pass to me absolutely so I could protect the Indians.

Mr. CRESSON. How many pieces of land were deeded to your wife?

Mr. BENTLEY. At that time?

Mr. CRESSON. Yes.

Mr. BENTLEY. Two.

Mr. CRESSON. And she only wills one of the two to you?

Mr. BENTLEY. She wills both of them; there are two pieces described already in the record—two 80-acre tracts.

Mr. CRESSON. Is that the Jim Deer tract?

Mr. BENTLEY. Yes, sir; the Jim Deer tract and the Wah-nah-the-hah tract.

Mr. CRESSON. What is the date of that will?

Mr. BENTLEY. October 7, 1905.

Mr. CRESSON. I will ask you if that deed of Jim Deer to Ida B. Bentley was not dated on July 2, 1906?

Mr. BENTLEY. A second deed under a different law has since been made by Jim Deer to Mrs. Bentley of the same land, but it does not affect the title; it is conveyed under both laws. There are two declarations.

Mr. CRESSON. There were two deeds given by Ah-kis-kuck and wife, were there not?

Mr. BENTLEY. No, sir; they had made no deed to Mrs. Bentley at that time; it was at a later date.

At 5.15 p. m. the committee adjourned to meet at Douglas, Ariz., November 8, 1907.

DOUGLAS, ARIZ., *November 8, 1907.*

The subcommittee met, pursuant to adjournment, at 9 o'clock a. m.

Present: Senators Teller (chairman) and Curtis; also Mr. John Embry, assistant United States attorney for Oklahoma, and Mr. Martin J. Bentley, representing the Mexican Kickapoo Indians.

WAH-THECK-KO-NA-HAH, a Kickapoo Indian man, having been first duly sworn, was examined as follows:

Senator CURTIS. Please state your name to the committee.

WAH-THECK-KO-NA-HAH. Wah-theck-ko-na-hah.

Senator CURTIS. What Indian tribe do you belong to?

WAH-THECK-KO-NA-HAH. The Kickapoo.

Senator CURTIS. What branch of the Kickapoo tribe—the Kicking Kickapoos, known as the Mexican or Kicking Kickapoos?

WAH-THECK-KO-NA-HAH. The Kicking Kickapoos.

Senator CURTIS. You formerly lived in Oklahoma, did you?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. When did you leave Oklahoma to go to Mexico?

WAH-THECK-KO-NA-HAH. About five years ago.

Senator CURTIS. To what place in Mexico did you first go?

WAH-THECK-KO-NA-HAH. I went to Muzquiz.

Senator CURTIS. How long did you live at Muzquiz?

WAH-THECK-KO-NA-HAH. About five or six years.

Senator CURTIS. How many Kickapoos went down there at the time you did?

WAH-THECK-KO-NA-HAH. About 10 of them; the rest of them were over there.

Senator CURTIS. Were there some there then?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. About how many?

WAH-THECK-KO-NA-HAH. About 20 of them, I guess.

Senator CURTIS. Were they all from Oklahoma?

WAH-THECK-KO-NA-HAH. They were all from Oklahoma.

Senator CURTIS. Do you know Mack Johnson?

WAH-THECK-KO-NA-HAH. Yes, sir; he is my half-brother.

Senator CURTIS. Do you know Mr. Martin J. Bentley?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. How long have you known Mr. Bentley?

WAH-THECK-KO-NA-HAH. About ten or eleven years.

Senator CURTIS. How did you happen to go to Mexico from Oklahoma five or six years ago—who induced you to go, if anybody?

WAH-THECK-KO-NA-HAH. I saw the people going down there, and I went down there too.

Senator CURTIS. Did any white men ask you to go—did any white man tell you it would be better for you to leave Oklahoma and go to Mexico?

WAH-THECK-KO-NA-HAH. The old people told me it was better to stay over there in Mexico.

Senator CURTIS. You own land or did own land in Oklahoma, did you not?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. How many acres?

WAH-THECK-KO-NA-HAH. About 80 acres.

Senator CURTIS. What became of that land; what did you do with it?

WAH-THECK-KO-NA-HAH. I turned it over to Mr. Bentley.

Senator CURTIS. When did you turn it over to Mr. Bentley?

WAH-THECK-KO-NA-HAH. Last year.

Senator CURTIS. What did Mr. Bentley pay you for it, or agree to pay you?

WAH-THECK-KO-NA-HAH. I borrowed \$375 in gold from him.

Senator CURTIS. How far was that land from Shawnee?

WAH-THECK-KO-NA-HAH. Something like 18 or 19 miles.

Senator CURTIS. How much did you consider that land worth?

WAH-THECK-KO-NA-HAH. I could not tell you.

Senator CURTIS. State what Mr. Bentley was to do with the land, or how much he was to pay you for the land, or what he was to do about the matter.

WAH-THECK-KO-NA-HAH. He said it was worth money.

Senator CURTIS. What was he going to do with it?

WAH-THECK-KO-NA-HAH. I do not know what he was going to do with it; I turned it over to him.

Senator CURTIS. Was he to help you get land at any place else?

WAH-THECK-KO-NA-HAH. Yes, sir.



Senator CURTIS. Where?

WAH-THECK-KO-NA-HAH. He said he was going to make a reservation in Mexico.

Senator CURTIS. When did he tell you that?

WAH-THECK-KO-NA-HAH. He said that at that time when I turned the land over to him.

Senator CURTIS. Did he get you a reservation in Mexico?

WAH-THECK-KO-NA-HAH. Not yet.

Senator CURTIS. You were around Muzquiz up to what time?

WAH-THECK-KO-NA-HAH. I stayed around there most all the time.

Senator CURTIS. Up to how many months ago?

WAH-THECK-KO-NA-HAH. Before I left.

Senator CURTIS. You left there this spring or summer?

WAH-THECK-KO-NA-HAH. I left there about May, I guess.

Senator CURTIS. Did you go with the Indians from Muzquiz over to where they are now camped?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. I will ask you to state if you were about Muzquiz a year ago last May, June, and July, when Mr. Thackery, Mr. Outcalt, and Grimes, Chapman, and Tony Alexander were down there.

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. Were you there?

WAH-THECK-KO-NA-HAH. I was there.

Senator CURTIS. Where were you when Outcalt and Thackery came down?

WAH-THECK-KO-NA-HAH. I was in San Francisco.

Senator CURTIS. You were on the San Francisco ranch?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. Was Grimes there at that time?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. What other white men were there with Mr. Grimes at that time? Was Tony Alexander there?

WAH-THECK-KO-NA-HAH. Yes, sir; he was there.

Senator CURTIS. Was Al Brown there?

WAH-THECK-KO-NA-HAH. Al Brown and Tack Grimes.

Senator CURTIS. Was Chapman there?

WAH-THECK-KO-NA-HAH. Mr. Grimes was there—the old man.

Senator CURTIS. The young man is called Tack Grimes, is he?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. Did you say whether Mr. Chapman was there?

WAH-THECK-KO-NA-HAH. He was there.

Senator CURTIS. Was Doctor Conine there?

WAH-THECK-KO-NA-HAH. He was there.

Senator CURTIS. Who acted as their interpreter; what Indian?

WAH-THECK-KO-NA-HAH. It was Mack Johnson.

Senator CURTIS. What other Indian acted as interpreter; did either of the Murdocks act?

WAH-THECK-KO-NA-HAH. William Murdock; yes, sir.

Senator CURTIS. Did George Kishketon act?

WAH-THECK-KO-NA-HAH. He was there, too, but later.

Senator CURTIS. How long were the Grimes people there before George Outcalt, or Mr. Outcalt—I do not know whether his name is George or not—and Mr. Thackery came down; how many weeks or days were they there before Thackery and Outcalt came down?

WAH-THECK-KO-NA-HAH. They came just after that.

Senator CURTIS. Did Grimes and those men whom you have mentioned come out to the Indian camp?

WAH-THECK-KO-NA-HAH. Grimes was there the first time.

Senator CURTIS. What white man was with him?

WAH-THECK-KO-NA-HAH. He was with Tack Grimes.

Senator CURTIS. What other white man?

WAH-THECK-KO-NA-HAH. Al Brown.

Senator CURTIS. What did they try to get the Indians to do?

WAH-THECK-KO-NA-HAH. They tried to get their land, I guess.

Senator CURTIS. Their land in Oklahoma?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. Did you hear them talk to the Indians through the interpreter?

WAH-THECK-KO-NA-HAH. I did not go around with them; I just stayed there.

Senator CURTIS. So you do not know what they tried to do, of your own personal knowledge?

WAH-THECK-KO-NA-HAH. No, sir.

Senator CURTIS. Did the Indians say anything to you about those people wanting to buy their land?

WAH-THECK-KO-NA-HAH. Yes, sir; that is what I heard them say.

Senator CURTIS. What did the Indians say about selling their land to them?

WAH-THECK-KO-NA-HAH. Some did not like to sell it to them; they would rather turn it over to Mr. Bentley.

Senator CURTIS. Were there many who did want to sell to them?

WAH-THECK-KO-NA-HAH. Well, there were about 7 or 10 of them that sold.

Senator CURTIS. Seven or ten wanted to sell to them?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. Do you remember of any of the Indians being put in jail along in June, 1906?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. Who were they?

WAH-THECK-KO-NA-HAH. Wahpahchequa was one.

Senator CURTIS. Do you know that he was put in jail?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. What was he put in jail for?

WAH-THECK-KO-NA-HAH. I do not know.

Senator CURTIS. Was he drunk?

WAH-THECK-KO-NA-HAH. No, sir.

Senator CURTIS. Is he an Indian who gets drunk or not?

WAH-THECK-KO-NA-HAH. No, sir.

Senator CURTIS. That big man's name is Wahpahchequa?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. There were two others put in jail at the same time, were there not? Was Billy Murdock put in jail?

WAH-THECK-KO-NA-HAH. William Murdock?

Senator CURTIS. Yes; was the other Murdock boy put in jail—Henry Murdock—was Wahpah-pen-nea put in jail?

WAH-THECK-KO-NA-HAH. I do not know.

Senator CURTIS. Do you know about Mr. Bentley being in jail of your own personal knowledge—did you see him put in jail there?

WAH-THECK-KO-NA-HAH. No, sir.

Senator CURTIS. Now tell the committee how those men were acting about the camp. Did they have whisky with them, and were they giving the Indians money and whisky, and were they drunk?

WAH-THECK-KO-NA-HAH. They stayed around there gambling and giving the young men some whisky.

Senator CURTIS. What was the condition of their interpreters, Mack Johnson, George Kishketon, and William Murdock; were they drunk or sober?

WAH-THECK-KO-NA-HAH. They were sober.

Senator CURTIS. Are you sure about that?

WAH-THECK-KO-NA-HAH. Yes, sir; I am sure; they were drunk most of the time.

Senator CURTIS. That was the first time they were out, do you mean?

WAH-THECK-KO-NA-HAH. They would stay around there most all the time.

Senator CURTIS. Did Mack get so that he drank any before the summer was over?

WAH-THECK-KO-NA-HAH. Yes, sir; he drank sometimes.

Senator CURTIS. He was drunk sometimes, was he not?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. You mean the first time they were out there they were sober, do you?

WAH-THECK-KO-NA-HAH. They were there all the time, kind of drunk all the time.

Senator CURTIS. You mean they were kind of drunk all the time?

WAH-THECK-KO-NA-HAH. Yes, sir; the same fellows you were talking about—Mack Johnson, William Murdock, and George Kishketon.

Senator CURTIS. Do you say they were drunk all the time or part of the time?

WAH-THECK-KO-NA-HAH. Part of the time; most of the time.

Senator CURTIS. Would they get the other Indians drunk?

WAH-THECK-KO-NA-HAH. Yes, sir; they would get some of them drunk.

Senator CURTIS. Do you remember a day when the Indians were taken up to Guajardo's house in Muzquiz?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. How many coaches came to the camp to take them up?

WAH-THECK-KO-NA-HAH. There were about 10 coaches around there.

Senator CURTIS. Would you remember the date if I would call it to you? Was it on the 21st of July, or do you remember?

WAH-THECK-KO-NA-HAH. No, sir.

Senator CURTIS. You do not remember the date?

WAH-THECK-KO-NA-HAH. No, sir.

Senator CURTIS. Do you remember there were 8 or 10 coaches taken up to Guajardo's house?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. Now, state if you were among the party up there at the house.

WAH-THECK-KO-NA-HAH. No, sir.

Senator CURTIS. You did not go up there?

WAH-THECK-KO-NA-HAH. No, sir; I did not go up.

Senator CURTIS. How long were they camped there—how long were they away from camp—how long did they stay uptown in Muzquiz or up to Guajardo's house?

WAH-THECK-KO-NA-HAH. They stayed there all day.

Senator CURTIS. Did they come back that night?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. Did the coaches remain there all night?

WAH-THECK-KO-NA-HAH. I do not remember about that.

Senator CURTIS. What did they do the next day—go up again, some of them?

WAH-THECK-KO-NA-HAH. I do not think they did.

Senator CURTIS. When did they go back the next time, if you know?

WAH-THECK-KO-NA-HAH. I do not know.

Senator CURTIS. But you do know that they went up there one day?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. When the Indians came back to camp did they say anything about having sold their land while up there?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. What did they say about it?

WAH-THECK-KO-NA-HAH. They said they were trying to make them sell their land.

Senator CURTIS. They said these people tried to make them sell their land?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. Did the Indians say that they had not sold or had sold? Which did they say?

WAH-THECK-KO-NA-HAH. They said they had not sold.

Senator CURTIS. Did the Grimes people stay around there after that?

WAH-THECK-KO-NA-HAH. Yes, sir; they stayed around there all the time.

Senator CURTIS. Do you remember their being there along in the winter time afterwards—along in January, four or five months after that?

WAH-THECK-KO-NA-HAH. No, sir.

Senator CURTIS. Do you remember Conine and Mack Johnson coming out to the camp several months after that with little checks?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. Where were you then?

WAH-THECK-KO-NA-HAH. I was at home.

Senator CURTIS. Who were there besides Mack Johnson and Conine?

WAH-THECK-KO-NA-HAH. To fix some checks?

Senator CURTIS. Yes.

WAH-THECK-KO-NA-HAH. There were two more that I saw.

Senator CURTIS. Do you know who they were?

WAH-THECK-KO-NA-HAH. There were two with Doctor Conine.

Senator CURTIS. Do you know their names?

WAH-THECK-KO-NA-HAH. I do not know their names.

Senator CURTIS. Was Grimes there?

WAH-THECK-KO-NA-HAH. I did not see him.

Senator CURTIS. What did they say to the Indians about checks?

WAH-THECK-KO-NA-HAH. The Indians did not know the checks were made.

Senator CURTIS. Was there anything said about loaning any money to them?

WAH-THECK-KO-NA-HAH. No, sir.

Senator CURTIS. Did they sign any papers there?

WAH-THECK-KO-NA-HAH. No, sir; they did not sign.

Senator CURTIS. They did not sign?

WAH-THECK-KO-NA-HAH. No, sir.

Senator CURTIS. Did you see the checks?

WAH-THECK-KO-NA-HAH. No, sir; I did not see the checks.

Senator CURTIS. You do not know, then, that they did not sign?

WAH-THECK-KO-NA-HAH. They said they did not sign.

Senator CURTIS. Who did you talk with about signing or not signing?

WAH-THECK-KO-NA-HAH. Ah-kisk-kuck.

Senator CURTIS. Who else.

WAH-THECK-KO-NA-HAH. Just him.

Senator CURTIS. And he said they did not sign the checks?

WAH-THECK-KO-NA-HAH. No, sir; he said that is what he heard about it.

Senator CURTIS. It is only what he heard about it?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. Did you talk with any of those people who it was supposed did sign checks?

WAH-THECK-KO-NA-HAH. No, sir.

Senator CURTIS. Did your stepsister, Ket-te-qua, get any money that day, if you know; did she borrow \$50 from anybody that day?

WAH-THECK-KO-NA-HAH. I do not know.

Senator CURTIS. Ket-te-qua is your sister, is she not?

WAH-THECK-KO-NA-HAH. She is my stepsister.

Senator CURTIS. Do you know anything about the Indians having been taken over to an adjoining town at any time to sign any papers of any kind—to the San Francisco judge's house Santos?

WAH-THECK-KO-NA-HAH. No, sir.

Senator CURTIS. You do not know anything about that?

WAH-THECK-KO-NA-HAH. No, sir.

Senator CURTIS. Do you know the blind woman who was at the camp there—an old blind woman—the oldest woman there, We-ha-ni-ah, Noten's mother?

WAH-THECK-KO-NA-HAH. Oh, yes, sir.

Senator CURTIS. Do you know her?

WAH-THECK-KO-NA-HAH. I know her.

Senator CURTIS. Was she there at the camp?

WAH-THECK-KO-NA-HAH. She was there.

Senator CURTIS. Did she go up that day in the wagon to the judge's at Guajardo's?

WAH-THECK-KO-NA-HAH. I do not remember about that.

Senator CURTIS. Did she go over to the San Francisco ranch?

WAH-THECK-KO-NA-HAH. I do not remember.

Senator CURTIS. How old is she, and what is her real condition—she is very old, is she not?

WAH-THECK-KO-NA-HAH. Very old.

Senator CURTIS. Is she blind?

WAH-THECK-KO-NA-HAH. She could hardly see; she is an old woman.

Senator CURTIS. She is a very old woman, is she not?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. Do you know Paw-kaw-kah, a deaf and dumb man?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. Did he go up to the town, up to Guajardo's house?

WAH-THECK-KO-NA-HAH. He was over there, too, I guess; that is what I heard.

Senator CURTIS. Can you talk to him?

WAH-THECK-KO-NA-HAH. I can not talk to him.

Senator CURTIS. Is there anybody on the reservation who can talk to him?

WAH-THECK-KO-NA-HAH. I do not know; some of them might talk to him.

Senator CURTIS. But you can not talk to him?

WAH-THECK-KO-NA-HAH. No, sir.

Senator CURTIS. He can not hear, can he?

WAH-THECK-KO-NA-HAH. Yes, sir; he can hear, but he can not talk.

Senator CURTIS. How did he hear a little; did you have to hallo to him or how did you make him hear?

WAH-THECK-KO-NA-HAH. He knows a little of what they say; he knew what they said, but he can not talk.

Senator CURTIS. He can hear what they say, but he can not talk?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. Now, I wish you would state to the committee a little more about your deed to Mr. Bentley, when you first made that to him; just tell all about your making a deed to Mr. Bentley, when you left Muzquiz to go over to Eagle Pass, when it was signed in Eagle Pass—just tell all about it.

The CHAIRMAN. What you said and what Mr. Bentley said.

WAH-THECK-KO-NA-HAH. The day I went down to Muzquiz they were in the train.

Senator CURTIS. Who was in the train?

WAH-THECK-KO-NA-HAH. Grimes and the others.

Senator CURTIS. You mean the Grimes people?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. Was Doctor Conine there?

WAH-THECK-KO-NA-HAH. Yes, sir; they were there when we got on the train. They tried to pay for our trip.

Senator CURTIS. You mean they tried to pay your fare?

WAH-THECK-KO-NA-HAH. Yes, sir; our fare. I paid for it myself.

Senator CURTIS. You would not let them pay it?

WAH-THECK-KO-NA-HAH. No, sir.

Senator CURTIS. Now, tell the committee what they said about that.

WAH-THECK-KO-NA-HAH. They just came around—they told me to please stay with them.

Senator CURTIS. What did you tell them?

WAH-THECK-KO-NA-HAH. I told them all right.

Senator CURTIS. State what happened?

WAH-THECK-KO-NA-HAH. When I got to Sabinas I saw some Indians trying to get on the train.

Senator CURTIS. How many?

WAH-THECK-KO-NA-HAH. About fourteen or fifteen.

Senator CURTIS. State what happened?

WAH-THECK-KO-NA-HAH. They tried to get on the train at Sabinas.

Senator CURTIS. That was on your way over to Eagle Pass?

WAH-THECK-KO-NA-HAH. Yes, sir; they made them get off the train.

Senator CURTIS. Who made them get off?

WAH-THECK-KO-NA-HAH. Doctor Conine; he had a policeman there.

Senator CURTIS. Why did they make them get off the train?

WAH-THECK-KO-NA-HAH. I do not know.

Senator CURTIS. Who was it that made them get off the train?

WAH-THECK-KO-NA-HAH. I saw Okemah.

Senator CURTIS. Did they keep them off the train?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. Who did that?

WAH-THECK-KO-NA-HAH. Doctor Conine, and they had a policeman there.

Senator CURTIS. Were there any other white men there besides Conine—were either of the Grimes there or Al Brown or Tony Alexander?

WAH-THECK-KO-NA-HAH. Al Brown was there.

Senator CURTIS. Who else was there?

WAH-THECK-KO-NA-HAH. I did not get time to see.

Senator CURTIS. What interpreter did they have?

WAH-THECK-KO-NA-HAH. William Murdock, I think.

Senator CURTIS. Did they have those people arrested that they put off the train?

WAH-THECK-KO-NA-HAH. I do not know; the last time I saw them—

Senator CURTIS. The last time you saw them they were in the hands of the policeman?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. What did you do?

WAH-THECK-KO-NA-HAH. I kept on going.

Senator CURTIS. You kept on going to Eagle Pass?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. State what occurred between yourself and Doctor Conine and Brown and William Murdock—what was said, if anything.

WAH-THECK-KO-NA-HAH. They did not say anything.

Senator CURTIS. There was nothing said between Sabinas and Eagle Pass?

WAH-THECK-KO-NA-HAH. No, sir.

Senator CURTIS. When you arrived in Eagle Pass what was done?

WAH-THECK-KO-NA-HAH. They tried to get me to get off there at C. P. Diaz.

Senator CURTIS. What did they say to you?

WAH-THECK-KO-NA-HAH. They said they would take a hack and go over, and they said they would pay for it.

Senator CURTIS. And they wanted you to go with them?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. But you went over on the train?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. What did they say they would do if you would get off and go with them in a hack—did they say they would buy your land?

WAH-THECK-KO-NA-HAH. Yes, sir; they said they would pay what it was worth.

Senator CURTIS. How much did they offer you?

WAH-THECK-KO-NA-HAH. They offered me \$2,500.

Senator CURTIS. For your land?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. And you told them you would not take it?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. Did they make any threats or offer any other inducements to you?

WAH-THECK-KO-NA-HAH. They were trying to hold me there.

Senator CURTIS. Did they take hold of you?

WAH-THECK-KO-NA-HAH. They took hold of my arm.

Senator CURTIS. Who took hold of your arm?

WAH-THECK-KO-NA-HAH. Grimes.

Senator CURTIS. Who else? Was Brown one of them, or Chapman?

WAH-THECK-KO-NA-HAH. I do not remember about that. Brown got off.

Senator CURTIS. All you know is that Grimes took hold of your arm?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. What did you do then?

WAH-THECK-KO-NA-HAH. I kept on going; I tried to take their hands off.

Senator CURTIS. Did you jerk loose from them?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. Did another white man other than Grimes have hold of your arm?

WAH-THECK-KO-NA-HAH. No, sir.

Senator CURTIS. Did you at last jerk loose from them? How far did you have to pull them before you got loose?

WAH-THECK-KO-NA-HAH. He just turned me loose when I jerked my arm.

Senator CURTIS. Where did you then go?

WAH-THECK-KO-NA-HAH. I went into the other train; got on another car.

Senator CURTIS. To go to Eagle Pass?

WAH-THECK-KO-NA-HAH. To Eagle Pass.

Senator CURTIS. What did you do when you got there?

WAH-THECK-KO-NA-HAH. I went right to the hotel where Bentley was.

Senator CURTIS. What was the name of the hotel?

WAH-THECK-KO-NA-HAH. I do not know the name.

Senator CURTIS. It was the one that Mr. Bentley was at. We can identify it from that.

WAH-THECK-KO-NA-HAH. Yes, sir.



Senator CURTIS. Then what did you do?

WAH-THECK-KO-NA-HAH. I turned my land over to Mr. Bentley.

Senator CURTIS. Did you go up before a notary public and make an acknowledgment and sign a deed?

WAH-THECK-KO-NA-HAH. I signed a paper; yes, sir.

Senator CURTIS. Did you sign it yourself?

WAH-THECK-KO-NA-HAH. I signed it myself.

Senator CURTIS. Did you read the deed over?

WAH-THECK-KO-NA-HAH. It was explained to me.

Senator CURTIS. Who explained it to you?

WAH-THECK-KO-NA-HAH. Mr. Field; those two fellows; Bentley or Field.

Senator CURTIS. Did the notary public tell you what was in it—the man who put the seal on it—the big man, Bonnet, in the bank?

WAH-THECK-KO-NA-HAH. Oh, yes, sir.

Senator CURTIS. What did he say to you?

WAH-THECK-KO-NA-HAH. He said, "Nobody is going to bother your land any more."

Senator CURTIS. Did he tell you you were giving title to Mr. Bentley when you signed that deed?

WAH-THECK-KO-NA-HAH. He said, "Bentley is going to hold that land."

Senator CURTIS. Going to hold it for you?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. What did he say he was going to do beside hold the land?

WAH-THECK-KO-NA-HAH. He said they were going to get some land for us.

Senator CURTIS. Where?

WAH-THECK-KO-NA-HAH. In Mexico.

Senator CURTIS. Was any money paid you there that day?

WAH-THECK-KO-NA-HAH. They paid me \$375.

Senator CURTIS. That day?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. In gold or Mexican?

WAH-THECK-KO-NA-HAH. In gold.

Senator CURTIS. I thought you said a while ago that that was a loan to you.

WAH-THECK-KO-NA-HAH. It was loaned to me; he said he would loan it to me.

Senator CURTIS. Well, you got \$375 anyhow?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. You do not know what your land was worth in Oklahoma?

WAH-THECK-KO-NA-HAH. No, sir.

Senator CURTIS. But those people offered you \$2,400?

WAH-THECK-KO-NA-HAH. \$2,500.

Mr. BENTLEY. Do you remember the time when Mr. Grimes came with a lot of coaches to get the Indians—the first time when they took them into Muzquiz and then in a day or two took them to Eagle Pass—that was the first time, not the time they took them to Guajardo's house, but the first time before that when they took you and Ah-she-nenne to Guajardo's house?

WAH-THECK-KO-NA-HAH. I was not there at that time.

Mr. BENTLEY. Do you remember the time that Mr. Outcalt, Mr. Thackery, and Mr. Grimes, and a whole lot of white men came together at the camp?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. BENTLEY. Do you remember that Wahpahchequa got out in front of his tepee and hallooed to everybody—do you remember what he said at the time the men came?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. BENTLEY. What did he tell the people?

WAH-THECK-KO-NA-HA. He said those people were trying to get the Indians to sell some land.

Mr. BENTLEY. He told them they had come to steal some land.

WAH-THECK-KO-NA-HAH. Yes, sir; were trying to do something around there.

Mr. BENTLEY. That was the first time you had seen Mr. Outcalt there, was it?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. BENTLEY. How soon did you see him there again?

WAH-THECK-KO-NA-HAH. I did not see him much; he stayed at Muzquiz most of the time.

Mr. BENTLEY. Did you ever see him there in the nighttime?

WAH-THECK-KO-NA-HAH. I did not get around much at night.

Mr. BENTLEY. Did you see Mr. Grimes or Mr. Brown or Cal Moore come and coax the young men to go off up the river and get them drunk—give them whisky; do you know anything about that?

WAH-THECK-KO-NA-HAH. I saw some drunken men; I saw some drunk; some of the young men.

Mr. BENTLEY. Do you remember the time that Ah-nesshenenne and Keeshakothé and your mother and a whole lot of them left to go to Eagle Pass from camp?

WAH-THECK-KO-NA-HAH. I was not there.

Mr. BENTLEY. You told about the time that you came to Eagle Pass when Conine and Grimes were on the train and they would not let Okemah get on at Sabinas. Did they not want you to get off this side of Eagle Pass and get in a buggy and drive somewhere?

WAH-THECK-KO-NA-HAH. They tried to make me get off at Diaz.

Mr. BENTLEY. How far was it from Diaz that they tried to make you get off the train?

WAH-THECK-KO-NA-HAH. That is about 2 or 3 miles.

Mr. BENTLEY. Did some Indians get off the train that day?

WAH-THECK-KO-NA-HAH. A whole lot of them.

Mr. BENTLEY. What did they do with them after they got off the train?

WAH-THECK-KO-NA-HAH. They took them off in a hack.

Mr. BENTLEY. In carriages?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. BENTLEY. How many miles do you think it was before you got to Diaz, where they took them off the train and put them in hacks?

WAH-THECK-KO-NA-HAH. About 2 or 3 miles from Diaz.

Mr. BENTLEY. Then you saw them after that. When was the next time?

WAH-THECK-KO-NA-HAH. That was over at the First National Bank.

Mr. BENTLEY. You saw them at the First National Bank the first time?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. BENTLEY. How long did you stay in Eagle Pass that time?

WAH-THECK-KO-NA-HAH. I stayed there three days, I believe.

Mr. BENTLEY. When you went back to Muzquiz did you see Oke-mah on the way back?

WAH-THECK-KO-NA-HAH. I saw him at Muzquiz.

Mr. BENTLEY. Where was he in Muzquiz when you saw him, in the town or in jail?

WAH-THECK-KO-NA-HAH. He was staying in town.

Mr. BENTLEY. Did he tell you how he came to Muzquiz?

WAH-THECK-KO-NA-HAH. No, sir.

Senator CURTIS. Do you know Mah-ke-seah?

WAH-THECK-KO-NA-HAH. That fellow who was with me?

Senator CURTIS. Yes.

WAH-THECK-KO-NA-HAH. No, sir; that was Kee-sha-ko-the.

Senator CURTIS. Do you know an Indian named Mahkeseah?

Mr. BENTLEY. That is Pakotah's boy.

WAH-THECK-KO-NA-HAH. Oh, yes, sir; I know him.

Senator CURTIS. Do you know of his going to Oklahoma?

WAH-THECK-KO-NA-HAH. No, sir.

Senator CURTIS. You do not remember the date he went to Oklahoma?

WAH-THECK-KO-NA-HAH. No, sir.

Senator CURTIS. Do you know Mah-ta-pen-e?

WAH-THECK-KO-NA-HAH. I know him.

Senator CURTIS. Do you know anything about him being off on a hunt?

WAH-THECK-KO-NA-HAH. I do not know whether he was hunting or not.

Senator CURTIS. Before that he was, the day you were out at the camp when the wagons went up to Muzquiz, up to Guajardo's house. Do you know if he was off hunting then?

WAH-THECK-KO-NA-HAH. I was there.

Senator CURTIS. But where was he that day?

WAH-THECK-KO-NA-HAH. I do not know.

Senator CURTIS. How many policemen were with those eight or ten coaches that came out to the camp to take the Indians up to Guajardo's house when they went up to sign deeds, or when they tried to get them to sign deeds—how many policemen came out?

WAH-THECK-KO-NA-HAH. I do not know how many.

Senator CURTIS. How many did you see?

WAH-THECK-KO-NA-HAH. I saw all the policemen with pistols.

Senator CURTIS. How many of them did you see with pistols?

WAH-THECK-KO-NA-HAH. All of them.

Senator CURTIS. How many of them were there?

WAH-THECK-KO-NA-HAH. They all had pistols.

Senator CURTIS. I mean how many men—two or three or four?

WAH-THECK-KO-NA-HAH. I saw Doctor Conine.

Senator CURTIS. Did Doctor Conine have a pistol?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. You say all of the policemen had pistols. How many policemen were there—five, or two, or how many?

WAH-THECK-KO-NA-HAH. Two, I believe.

Senator CURTIS. You saw two policemen with pistols?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. Did you see a policeman with a sword?

WAH-THECK-KO-NA-HAH. Yes, sir; that was the fellow.

Senator CURTIS. You saw a fellow with a big sword or knife?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. Did Grimes have a pistol?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. Did the other white men have pistols?

WAH-THECK-KO-NA-HAH. All of them had pistols.

Senator CURTIS. Did some go ahead of the wagons and some behind?

WAH-THECK-KO-NA-HAH. Doctor Conine just kept on riding around there.

Senator CURTIS. Riding around and around?

WAH-THECK-KO-NA-HAH. He was herding them.

Senator CURTIS. Just as they herd cattle or sheep?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. How old are you?

WAH-THECK-KO-NA-HAH. I am about 24 or 25.

Mr. EMBRY. Are you married?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Have you any children?

WAH-THECK-KO-NA-HAH. Not yet.

Mr. EMBRY. You say you have been in Mexico about five or six years?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. How many times have you visited Oklahoma since you went to Mexico?

WAH-THECK-KO-NA-HAH. Two or three times.

Mr. EMBRY. How long would you stay over in Oklahoma when you would go there?

WAH-THECK-KO-NA-HAH. I would stay there about a week.

Mr. EMBRY. Do you know where your allotment is over there?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Do you know what improvements are on your allotment, whether there are new houses or fences or anything of that kind?

WAH-THECK-KO-NA-HAH. It has a house on it.

Mr. EMBRY. When did you last see it?

WAH-THECK-KO-NA-HAH. Two years ago, I guess, was the last time I was there.

Mr. EMBRY. Do you know how they call it, or how they name it?

WAH-THECK-KO-NA-HAH. I do not know the name.

Mr. EMBRY. How much of it is in cultivation—that is, to grow crops on and to plow?

WAH-THECK-KO-NA-HAH. I do not know how many acres.

Mr. EMBRY. Do you know your allotment number on the roll?

Senator CURTIS. Your roll number?

WAH-THECK-KO-NA-HAH. All the lands have numbers on them.

Senator CURTIS. But do you know what it is?

WAH-THECK-KO-NA-HAH. No, sir; I do not know it.

Mr. EMBRY. How much money have you received since you have been in Mexico from your rents; have you received any rent money?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. Have you received any money from the Government since you have been in Mexico?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. Have you received any money from Mr. Bentley?

WAH-THECK-KO-NA-HAH. The last time was when I borrowed \$375 from him.

Mr. EMBRY. Before he gave you the \$375 did you get any money from Mr. Bentley?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. What did you live on when you were down in Mexico; what did you have to eat?

WAH-THECK-KO-NA-HAH. I ate what they gave me.

Mr. EMBRY. What did the others eat?

WAH-THECK-KO-NA-HAH. They ate some corns and beans and bread.

Mr. EMBRY. Anything else?

WAH-THECK-KO-NA-HAH. That was all; sometimes just pumpkins.

Mr. EMBRY. Did you eat anything else.

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. Did you eat any bear or deer or game of any kind

WAH-THECK-KO-NA-HAH. Oh, yes, sir; we ate that sometimes.

Mr. EMBRY. Sometimes when you would go out and kill them you would eat them?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. How often would you go out hunting and kill bear and deer?

WAH-THECK-KO-NA-HAH. About 100 miles.

Mr. EMBRY. You had to go 100 miles to hunt deer?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Could you not hunt down there?

WAH-THECK-KO-NA-HAH. They would not let anybody hunt around there.

Mr. EMBRY. And you had to go 100 miles to hunt?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. What would they do with you if you hunted around there for your game on the San Francisco plantation?

WAH-THECK-KO-NA-HAH. They would take our guns away from us.

Mr. EMBRY. Did you work any down there on the San Francisco plantation?

WAH-THECK-KO-NA-HAH. Yes, sir; I worked there.

Mr. EMBRY. How much did you work?

WAH-THECK-KO-NA-HAH. I worked about 2 or 3 acres.

Mr. EMBRY. What did you grow on that 2 or 3 acres.

WAH-THECK-KO-NA-HAH. Corn.

Mr. EMBRY. How much corn would you make on it?

WAH-THECK-KO-NA-HAH. I did not make any much.

Mr. EMBRY. You said that you ate corn; how would you prepare corn to eat down at the camp; would you cook the corn or parch it?

WAH-THECK-KO-NA-HAH. We cooked the corn.

Mr. EMBRY. You cooked the corn?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Why did you cook corn; why did you not cook bread?

WAH-THECK-KO-NA-HAH. I don't know what you say.

Mr. EMBRY. Why did you not cook bread instead of corn; why did you not eat bread instead of corn; what did you eat corn for?

WAH-THECK-KO-NA-HAH. To get enough.

Mr. EMBRY. You did not have enough bread?

WAH-THECK-KO-NA-HAH. Yes, sir; sometimes we ate bread and sometimes none.

Mr. EMBRY. You did not have bread all the time did you?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. How much of the time was it that you did not have bread?

WAH-THECK-KO-NA-HAH. Most all the time.

Mr. EMBRY. Most all the time you had no bread?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. And had to eat corn?

WAH-THECK-KO-NA-HAH. We ate corn—corn bread.

Mr. EMBRY. Now, about these beans; what kind of beans were they?

WAH-THECK-KO-NA-HAH. They were red.

Mr. EMBRY. Who raised the beans?

WAH-THECK-KO-NA-HAH. The Mexicans raised them.

Mr. EMBRY. How would you get them?

WAH-THECK-KO-NA-HAH. We would plant some of them a little.

Mr. EMBRY. What else did you have to eat besides corn and bread and beans and the game which you killed?

WAH-THECK-KO-NA-HAH. We ate some vension.

Mr. EMBRY. That was the deer you killed?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. What else did you have to eat?

WAH-THECK-KO-NA-HAH. That was all.

Mr. EMBRY. Were there any schools down there?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. Did any of the Indian children go to school in the last five years since you have been down there?

WAH-THECK-KO-NA-HAH. Where?

Mr. EMBRY. In Mexico since you have been with the Kickapoos?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. Did they have any school in the camp?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. Was there anyone to teach them anything about school?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. And none of them have been to school since they have been there?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. Were there any missionaries there with the Indians?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. Were there any preachers?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. Were there any teachers of any kind?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. Did you have any kind of meetings where Indians were told to be better or anything of that kind?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. How many Kickapoo children are there down there in the tribe?

WAH-THECK-KO-NA-HAH. There are about 15 or 20; they are little boys.

Mr. EMBRY. How many girls are there?

WAH-THECK-KO-NA-HAH. I do not know; about half that many.

Mr. EMBRY. And none of those children have gone to school in the last five years?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. There is no school about there that they could attend, so far as you know?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. Do you want to go back to Oklahoma and live on your allotment?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. Have you ever wanted to since you have been down there?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. Have you any money now?

WAH-THECK-KO-NA-HAH. No; I have no money.

Mr. EMBRY. Have you any property, ponies or horses?

WAH-THECK-KO-NA-HAH. I have four horses.

Mr. EMBRY. They are yours, are they?

WAH-THECK-KO-NA-HAH. Yes, sir; they are mine.

Mr. EMBRY. You have nothing else, have you?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. When did you leave Muzquiz, or the camp over there by the San Francisco plantation?

WAH-THECK-KO-NA-HAH. We left there about May.

Mr. EMBRY. What did you leave for?

WAH-THECK-KO-NA-HAH. We left there because the people were bothering us.

Mr. EMBRY. What people?

WAH-THECK-KO-NA-HAH. The Grimes people.

Mr. EMBRY. How did they bother you along in May to cause you to leave?

WAH-THECK-KO-NA-HAH. They tried to get our land from us.

Mr. EMBRY. They were down there again trying to get your land?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Did they come out to the camp?

WAH-THECK-KO-NA-HAH. They came around there most of the time.

Mr. EMBRY. You say they came around there?

WAH-THECK-KO-NA-HAH. They came around there.

Mr. EMBRY. How many of you started when you started to move from there? How many of you left and came out here altogether, the old ones, the young men and women and children?

WAH-THECK-KO-NA-HAH. Well, about little over 100.

Mr. EMBRY. You started from down there in the neighborhood of Muzquiz along in May. Where did you go from there? Just tell the committee how you traveled, and how you came out here.

WAH-THECK-KO-NA-HAH. Well, we started and got to Lavavia.

Mr. EMBRY. Did you have any wagons along?

WAH-THECK-KO-NA-HAH. We had wagons.

Mr. EMBRY. How many wagons?

WAH-THECK-KO-NA-HAH. About 15 wagons.

Mr. EMBRY. How many teams of horses did you have along?

WAH-THECK-KO-NA-HAH. I had 10 at that time.

Mr. EMBRY. Ten horses?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. You own 10 horses, do you?

WAH-THECK-KO-NA-HAH. Yes, sir; 6 of them are dead.

Mr. EMBRY. They are dead now, all except what you have now?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. How many other horses were there in the tribe?

WAH-THECK-KO-NA-HAH. I do not know; they have lots of horses.

Mr. EMBRY. How many died on the road out here?

WAH-THECK-KO-NA-HAH. Altogether about 200, I guess.

Mr. EMBRY. How many horses have all the Indians left down here?

WAH-THECK-KO-NA-HAH. They have about a hundred.

Mr. EMBRY. What are they, ponies?

WAH-THECK-KO-NA-HAH. Ponies and mares, and some have mules.

Mr. EMBRY. Did the Indians ride in wagons or did they walk?

WAH-THECK-KO-NA-HAH. Some rode in wagons and some rode horses.

Mr. EMBRY. Did you hunt along the way?

WAH-THECK-KO-NA-HAH. Yes, sir; we hunted along the way.

Mr. EMBRY. What did you live on; what did you eat on the way?

WAH-THECK-KO-NA-HAH. Meat.

Mr. EMBRY. Did you have anything but meat?

WAH-THECK-KO-NA-HAH. Sometimes meat.

Mr. EMBRY. You did not have anything much, except meat, did you?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. Where did you get the meat?

WAH-THECK-KO-NA-HAH. We killed deer.

Mr. EMBRY. You did not have meat except when you killed deer?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. Did you get hungry sometimes?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Did the women get hungry?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Did the little children get hungry?

WAH-THECK-KO-NA-HAH. All got hungry.

Mr. EMBRY. Did they complain about being hungry—did they say they were hungry?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. How often, at times, would you go without anything to eat?

WAH-THECK-KO-NA-HAH. We ate some all the time; some meat—little meat.

Mr. EMBRY. Why did you not eat as much as you wanted?

WAH-THECK-KO-NA-HAH. There was not enough.

Mr. EMBRY. You got lost over there in the desert, did you not?

WAH-THECK-KO-NA-HAH. Where was that?



Mr. BENTLEY. It was southeast of Chihuahua.

Mr. EMBRY. Did you not get hungry along in there?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. You lost a number of horses there. Was there anything in there for them to eat?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. What did the horses live on?

WAH-THECK-KO-NA-HAH. On grass.

Mr. EMBRY. Was there any grass in the desert?

WAH-THECK-KO-NA-HAH. Yes, sir; some.

Mr. EMBRY. Was there any water there?

WAH-THECK-KO-NA-HAH. No water sometimes.

Mr. EMBRY. Would you get thirsty sometimes for water and could not get it?

WAH-THECK-KO-NA-HAH. The first time we got 100 miles before we got where water was.

Mr. EMBRY. And one dry place you had to go 100 miles before you got water?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Where was that?

WAH-THECK-KO-NA-HAH. It was about 100 miles this side of Lavavia.

Mr. EMBRY. Did any of your horses die before you got the water?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. How did the women and children make it without water?

WAH-THECK-KO-NA-HAH. They took it in cans.

Mr. EMBRY. Were any of the people sick when you were traveling across there?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. Where did you think you were going when you left Muzquiz?

WAH-THECK-KO-NA-HAH. I did not know where I was going.

Mr. EMBRY. You did not know where you going?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. You just started out?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Who was with you; any guide or any white men?

WAH-THECK-KO-NA-HAH. Gostin was with us.

Mr. EMBRY. Has Gostin stayed with you all the time?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Where are you camped now?

WAH-THECK-KO-NA-HAH. We camp down here about 60 or 70 miles.

Mr. EMBRY. At what place?

WAH-THECK-KO-NA-HAH. On Mr. Brown's land.

Mr. EMBRY. Who is Mr. Brown?

WAH-THECK-KO-NA-HAH. A white fellow.

Mr. EMBRY. Have you got any land down there?

WAH-THECK-KO-NA-HAH. Not yet.

Mr. EMBRY. You have not bought any land yet?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. Do you know whether you have any land down there or not?

WAH-THECK-KO-NA-HAH. I do not know; I will have to look.

Mr. EMBRY. Has anyone told you that you have land down there?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. You do not know where you are going to stop; you are just camping on Mr. Brown's land?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Do you know where you are going from there?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. Are the women and children all down there camping on Mr. Brown's place?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. What are you living on down there now—what have they to eat?

WAH-THECK-KO-NA-HAH. We have some bread; we got that from him [indicating Mr. Bentley].

WAH-THECK-KO-NA-HAH. We have some bread; we got that from

WAH-THECK-KO-NA-HAH. We got it at Dublan.

Mr. EMBRY. How much bread did you get from Mr. Bentley there?

WAH-THECK-KO-NA-HAH. We got about 100 pounds apiece, each family.

Mr. EMBRY. That is, flour—about 100 pounds for each family?

WAH-THECK-KO-NA-HAH. Each family.

Mr. EMBRY. Have you anything else to eat besides that flour?

WAH-THECK-KO-NA-HAH. We have coffee and sugar.

Mr. EMBRY. How much coffee and sugar have you?

WAH-THECK-KO-NA-HAH. Some got 2 pounds and some 5 pounds.

Mr. EMBRY. Some of the families have 2 pounds and some 5 pounds?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. What else did you get besides flour and sugar and coffee?

WAH-THECK-KO-NA-HAH. Rice and beans.

Mr. EMBRY. How much rice did you get over there?

WAH-THECK-KO-NA-HAH. Some got 3 pounds.

Mr. EMBRY. How much beans did the families get?

WAH-THECK-KO-NA-HAH. They got 3 or 4 pounds.

Mr. EMBRY. Each family?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Did they get anything else?

WAH-THECK-KO-NA-HAH. I do not know; that is all I know.

Mr. EMBRY. How far did you travel after you got those provisions from Mr. Bentley before you came to where you are now?

WAH-THECK-KO-NA-HAH. About 100 miles.

Mr. EMBRY. How long have you been coming over there?

WAH-THECK-KO-NA-HAH. About ten or eleven days.

Mr. EMBRY. How many days were you traveling from the time Mr. Bentley gave you those provisions until you stopped again?

WAH-THECK-KO-NA-HAH. Five days.

Mr. EMBRY. Then it has been about fifteen days since you got those provisions from Mr. Bentley?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Was Mr. Bentley over there when you got those provisions up at that town?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. What other white men were there?

WAH-THECK-KO-NA-HAH. Just him and Gostin.

Mr. EMBRY. The Indians with you did not make any crop this year or cultivate any land, did they?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. How many of the Indians cultivated any land when they were down at Muzquiz on the San Francisco plantation—I believe you said you cultivated sometimes 4 or 5 acres. How many others cultivated any land?

WAH-THECK-KO-NA-HAH. About 10, I guess.

Mr. EMBRY. What did the other Indians do who did not cultivate the land?

WAH-THECK-KO-NA-HAH. They helped each other.

Mr. EMBRY. Did those Indians drink whisky?

WAH-THECK-KO-NA-HAH. Yes, sir; they drank sometimes.

Mr. EMBRY. When they were down in Muzquiz did they drink a good deal?

WAH-THECK-KO-NA-HAH. They drank sometimes.

Mr. EMBRY. They had mescal down there, did they not?

WAH-THECK-KO-NA-HAH. Yes, sir; mescal.

Mr. EMBRY. Did you ever drink any mescal?

WAH-THECK-KO-NA-HAH. I do not drink mescal.

Mr. EMBRY. Did the other Indians drink mescal?

WAH-THECK-KO-NA-HAH. Some do; many do not.

Mr. EMBRY. How long have they been drinking mescal down there at Muzquiz—ever since you have been down there?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Some of them would drink about all the mescal they could get, would they not?

WAH-THECK-KO-NA-HAH. I guess so.

Mr. EMBRY. Were there not some mescal joints there close to the camp?

WAH-THECK-KO-NA-HAH. They were about 10 miles away from the camp.

Mr. EMBRY. At what place were the mescal joints?

WAH-THECK-KO-NA-HAH. All stores keep it.

Mr. EMBRY. Did not somebody put up some mescal joints there close to the Indian camp?

WAH-THECK-KO-NA-HAH. Yes, sir; some Mexicans.

Mr. EMBRY. They carried it right in their hands up to the camp, did they not?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. They would bring mescal right into the camp and sell it to the Indians, would they not?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. That mescal makes the Indians pretty drunk, does it not?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. And whenever the Indians got any money the Mexicans would be there with the mescal to sell it?

WAH-THECK-KO-NA-HAH. Yes, sir; sometimes.

Mr. EMBRY. And the Indians would get drunk on it?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. How long have the Mexicans been doing that?

WAH-THECK-KO-NA-HAH. They have been doing that ever since we were there.

Mr. EMBRY. They have been bringing that mescal right into the camp and making the Indians drunk?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. About how many Indians got drunk on that mescal—a great many of them, did they not?

WAH-THECK-KO-NA-HAH. Not many on this trip here.

Mr. EMBRY. But when they were down at Muzquiz a great many got drunk on the mescal, did they not?

WAH-THECK-KO-NA-HAH. About 10 or 15 was all.

Mr. EMBRY. That was a pretty bad place down there, was it not?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. A pretty bad place for Indians, was it not?

WAH-THECK-KO-NA-HAH. Yes, sir; pretty bad.

Mr. EMBRY. It would have ruined those Indians if they had stayed down there, would it not?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Were they not getting worse all the time, drinking more?

WAH-THECK-KO-NA-HAH. Yes, sir; some would drink.

Mr. EMBRY. You said the old Indians told you it was best for you to stay down in Mexico. Which old Indians told you that?

WAH-THECK-KO-NA-HAH. Ah-kis-kuck.

Mr. EMBRY. Did any other old Indians tell you that?

WAH-THECK-KO-NA-HAH. Okemah told me.

Mr. EMBRY. And others?

WAH-THECK-KO-NA-HAH. Just those two told me.

Mr. EMBRY. Why do you not want to go back to Oklahoma and live on your allotment, or stay up there and get your articles and things from the Indian agent?

WAH-THECK-KO-NA-HAH. I like to stay around with my own folks.

Mr. EMBRY. Are not some of those Kickapoos up there your own folks, too?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. Have you no relatives up in Oklahoma?

WAH-THECK-KO-NA-HAH. No, sir; just my mother.

Mr. EMBRY. Who have you been going back there to visit?

WAH-THECK-KO-NA-HAH. They are all here; they came down here.

Mr. EMBRY. If your folks were back in Oklahoma, you would like to be there, too, would you not?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. Why would you not?

WAH-THECK-KO-NA-HAH. I might go over there sometimes.

Mr. EMBRY. Why do you want to stay down here in this Mexican country where you have so much trouble?

WAH-THECK-KO-NA-HAH. I do what the old people do.

Mr. EMBRY. Because the old people said that, that was the reason why you wanted to stay?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Now you turned this land over to Mr. Bentley?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. And he loaned you \$375 at that time.

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. That was not paid for your land, was it?

WAH-THECK-KO-NA-HAH. He said he would just loan it to me, part of it.

Mr. EMBRY. Did Mr. Bentley say he would buy you a reservation in Mexico?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. You said they explained the deed to you. How did they explain the deed—what did they tell you about it? Just tell us what they said.

WAH-THECK-KO-NA-HAH. They said it was for holding our land so that Grimes would not take it.

Mr. EMBRY. Mr. Bentley was to hold it so that Grimes would not take it?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Then you did not really sell that land to Mr. Bentley any further than what you have said here?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. It was to keep Grimes from taking it, and Bentley was to get your reservation in Mexico.

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Did you make a deed to Grimes, or the Grimes crowd?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. Did that Grimes crowd have a whole lot of whisky down there?

WAH-THECK-KO-NA-HAH. Yes, sir; they got drunk around there.

Mr. EMBRY. You know George Outcalt, of Shawnee, do you not?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Did you see him down there?

WAH-THECK-KO-NA-HAH. I saw him sometimes.

Mr. EMBRY. Did you see him at the Indian camp any?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. How many times?

WAH-THECK-KO-NA-HAH. I have seen him there two or three times.

Mr. EMBRY. At what place, at the Indian camp or Muzquiz?

WAH-THECK-KO-NA-HAH. At the camp.

Mr. EMBRY. How many times did you see him at Muzquiz?

WAH-THECK-KO-NA-HAH. I did not see him much there; he must have been staying in the house all the time.

Mr. EMBRY. Was Outcalt out among the Indians very much?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Were you at the camp when those Grimes people, who came there to get deeds, came down there with eight or ten coaches and loaded the Indians up and took them to Guajardo's house?

WAH-THECK-KO-NA-HAH. I was there.

Mr. EMBRY. Was that in the day of night time?

WAH-THECK-KO-NA-HAH. It was in the morning.

Mr. EMBRY. Were you there when they came back?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Was it in the daytime or nighttime when they brought them back?

WAH-THECK-KO-NA-HAH. In the nighttime.

Mr. EMBRY. Were the Indians drunk?

WAH-THECK-KO-NA-HAH. Yes, sir; lots of them.

Mr. EMBRY. How many of them were drunk when they brought them back that night

WAH-THECK-KO-NA-HAH. Three or four of them.

Mr. EMBRY. Do you know who brought them back?

WAH-THECK-KO-NA-HAH. They brought them back there themselves.

Mr. EMBRY. You mean they brought themselves back?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Do you know when William Murdock was down there—you knew William Murdock, did you not?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Do you know Steve Mohawk?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Do you know when they were down at Muzquiz, this year or last year?

WAH-THECK-KO-NA-HAH. I do not understand you.

Mr. EMBRY. Do you know when Pe-ah-twy-tuck and Tah-pah-she were down there last winter?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Did they tell you whether they had sold their land or not?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. Did they say they had not sold their land?

WAH-THECK-KO-NA-HAH. No, sir; they did not say.

Mr. EMBRY. Who were the white men who were down there with them? Do you know John Garrett?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Do you know Jim Jacobs?

WAH-THECK-KO-NA-HAH. I did not see them.

Mr. EMBRY. Did you see any white men with those two Indians when they were down there last winter?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. Do you not know that they went up to Monclova—that they made a trip up there to sell their lands?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. Did not these people take these two Indians away from the camp down there and start across the country with them to get somebody else to acknowledge their deeds?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. What Indians did Doctor Conine and those fellows have arrested or keep from getting on the train at Subinas that day when they were coming to Eagle Pass? What Indians were with them that they kept off the train?

WAH-THECK-KO-NA-HAH. Okemah and many of them.

Mr. EMBRY. Do you remember the time you speak about, when Doctor Conine wanted you to get off at Ciudad Porfirio Diaz and go with them in the carriage across the river, when Grimes took you by the arm? How many of you Indians had started from Muzquiz to Eagle Pass that day on the train?

WAH-THECK-KO-NA-HAH. About seven or eight.

Mr. EMBRY. Doctor Conine and Al Brown were on the train with you, were they?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. And they talked with you as the train came over to get you to get off at Diaz and go across with them?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Did they tell you they wanted to buy your land then?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. What other white men were on the train beside Al Brown and Doctor Conine at that time—that is, belonging to those crowds down there—fellows trying to buy land?

WAH-THECK-KO-NA-HAH. Cal Moore.

Mr. EMBRY. Cal Moore and Doctor Conine and Al Brown. Now, was Grimes on that train?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Was anyone else on the train?

Mr. BENTLEY. Brown was not on the train; he said before that Brown was not on the train.

Mr. EMBRY. Al Brown was not on the train that day?

WAH-THECK-KO-NA-HAH. He was down at Sabinas.

Mr. EMBRY. He got off at Sabinas, did he?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Did he not come up on the train?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. Did Doctor Conine get off at Sabinas?

WAH-THECK-KO-NA-HAH. I believe not.

Mr. EMBRY. What is your recollection as to whether Doctor Conine got off at Sabinas or whether he came on through on the train?

WAH-THECK-KO-NA-HAH. He came on through on the train, I guess; I do not remember.

Mr. EMBRY. Then Doctor Conine and Al Brown got off at Sabinas, so far as you know; you do not remember particularly about that, do you?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. Anyway, they came on the train up as far as Sabinas, did they not?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Did you see some Indians at Sabinas?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. And those Indians wanted to get on the train?

WAH-THECK-KO-NA-HAH. Yes, sir; and the policeman made them get off.

Mr. EMBRY. Was Doctor Conine talking to the policeman there?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. And the other two white men came on there?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. And wanted the rest of your Indians to get off at Diaz or Little River?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. And go in hacks across there?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Why did they want you to get off at Little River or near Diaz?

WAH-THECK-KO-NA-HAH. I do not know.

Mr. EMBRY. Did they not give you any reason for it?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. How many of you refused to get off—you did refuse to get off, did you not?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. You stayed on the train and went on to Eagle Pass, did you?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. How many other Indians stayed on, as you did, and went on to Eagle Pass?

WAH-THECK-KO-NA-HAH. One boy.

Mr. EMBRY. What is his name?

WAH-THECK-KO-NA-HAH. Kee-nah-ko-thet.

Mr. EMBRY. How many Indians did they induce to get off at Little River or Diaz and come across in the hack?

WAH-THECK-KO-NA-HAH. All of them but us two.

Mr. EMBRY. Please name those who got off at that place?

WAH-THECK-KO-NA-HAH. I do not remember.

Mr. EMBRY. You were not up at Guajardo's house when those deeds were signed.

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. You were not up there at any time?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. Did you see any of those Indians sign deeds at Eagle Pass for Chapman, Grimes, Al Brown, or Conine?

WAH-THECK-KO-NA-HAH. No, sir; I did not see them.

Mr. BENTLEY. Do you remember the time when Kah-ke-ne-peah came down to the Indian camp at Muzquiz last winter?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. BENTLEY. You were not there when she came?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. BENTLEY. When did you see her there first?

WAH-THECK-KO-NA-HAH. I saw her about the middle of January.

Mr. BENTLEY. Was she stout and well at that time or was she sick?

WAH-THECK-KO-NA-HAH. She was sick.

Mr. BENTLEY. Do you know of her going back to Muzquiz after she came back to the camp?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. BENTLEY. Do you think she could have gone back to Muzquiz? She was so sick she could not get in the wagon, was she not?

WAH-THECK-KO-NA-HAH. She could not get in; she was sick.

Mr. BENTLEY. Do you remember the time when Grimes and John Garrett and some other men from Shawnee came there to buy her land?

WAH-THECK-KO-NA-HAH. No, sir; I do not know him.

Mr. BENTLEY. Was she living when you left down there?

WAH-THECK-KO-NA-HAH. She is living; she was then.

Mr. BENTLEY. Have you ever been to school?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. BENTLEY. Where?

WAH-THECK-KO-NA-HAH. At Shawneetown.

Mr. BENTLEY. How long did you go to school there?

WAH-THECK-KO-NA-HAH. I stayed there about a year.

Mr. BENTLEY. Is that where you learned to read and write?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. BENTLEY. Can you read and write English?



WAH-THECK-KO-NA-HAH. I forgot it all.

Mr. BENTLEY. Can you read and write Kickapoo?

WAH-THECK-KO-NA-HAH. I can write Kickapoo.

Mr. BENTLEY. Where did you learn that?

WAH-THECK-KO-NA-HAH. I learned it at home.

Mr. BENTLEY. How many Kickapoos do you know who can write letters and can write back to you that learned it at home?

WAH-THECK-KO-NA-HAH. Most all of them.

Mr. BENTLEY. You write letters up to Shawnee in Kickapoo, do you not?

WAH-THECK-KO-NA-HAH. Yes, sir; sometimes.

Mr. BENTLEY. And you get letters back in Kickapoo, do you?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. BENTLEY. And you learned that at home?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. BENTLEY. You could not learn that in white man's school, could you?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. BENTLEY. I believe you used to have a guardian in Oklahoma; do you remember his name?

WAH-THECK-KO-NA-HAH. Yes, sir; Willard Johnson.

Mr. BENTLEY. Mr. Johnson sold some land that belonged to you, did he not?

WAH-THECK-KO-NA-HAH. I do not know.

Mr. BENTLEY. He had some money of yours at one time, did he not?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. BENTLEY. How much money did he have of yours, if you remember?

WAH-THECK-KO-NA-HAH. I do not know.

Mr. BENTLEY. You do not remember how much?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. BENTLEY. Several thousand dollars, was it not?

WAH-THECK-KO-NA-HAH. That much, I guess.

Mr. BENTLEY. Do you think it was about \$5,000?

WAH-THECK-KO-NA-HAH. It was about \$4,000.

Mr. BENTLEY. When did Mr. Johnson pay you that money?

WAH-THECK-KO-NA-HAH. He paid me at different times.

Mr. BENTLEY. Do you think he paid it all to you that he had?

WAH-THECK-KO-NA-HAH. I do not know whether he paid me all or not.

Mr. BENTLEY. You gave him a receipt when he paid you; did you not sign a receipt when he paid you your money?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. BENTLEY. And you think it was about \$4,000 that he paid you?

WAH-THECK-KO-NA-HAH. Yes, sir.

The CHAIRMAN. Does the record show that?

Mr. BENTLEY. Yes, sir.

I wish you would tell the committee what you did with that money.

WAH-THECK-KO-NA-HAH. I bought some wagons and some horses and harness.

Mr. BENTLEY. Did you ever give me any of that money?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. BENTLEY. That has been during the last three or four years that you had that money?

WAH-THECK-KO-NA-HAH. Yes, sir; I did not know anything about money that time.

Senator CURTIS. You did not know what to do with it, you mean?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. BENTLEY. Would you know better now how to take care of your money?

WAH-THECK-KO-NA-HAH. I do not know.

Mr. BENTLEY. Don't you think money is a pretty bad thing for an Indian to have—a lot of money; would it not be better for him to have land and cattle and horses?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. BENTLEY. If you have horses, you do not spend them, do you?

WAH-THECK-KO-NA-HAH. I don't spend them when they are dead.

Mr. BENTLEY. Now, you told the committee that you went hunting at that time—about the time Grimes came down there. How many deer did you kill sometimes when you went hunting?

WAH-THECK-KO-NA-HAH. I killed 10 that time.

Mr. BENTLEY. Did you kill 10 some other times when you went hunting?

WAH-THECK-KO-NA-HAH. The next time I killed 32.

Mr. BENTLEY. When you went out on a long trip like that and killed 32 deer, what did you do with all that meat?

WAH-THECK-KO-NA-HAH. Ate it.

Mr. BENTLEY. But that that you did not eat right then, how would you fix it? The committee wants to know how you Indians do.

WAH-THECK-KO-NA-HAH. I had it dried and cut it thin.

Senator CURTIS. In strips?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. BENTLEY. Then did you take it home?

WAH-THECK-KO-NA-HAH. I rolled it up in deer hide.

Mr. BENTLEY. Then you put it on your pony and carried it home?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. BENTLEY. How many pounds do you suppose you took home—can you tell by pounds? How long would it keep after you dried it and fixed it in that way—how many months?

WAH-THECK-KO-NA-HAH. It was good for three or four months.

Mr. BENTLEY. Were there a good many others like you that used to go and kill a lot of deer so that there would be plenty?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. BENTLEY. Did they dry the meat and bring it home for the old people and young folks to eat?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. BENTLEY. That is the way you make your living?

WAH-THECK-KO-NA-HAH. Yes, sir. That is the way the Indians make their living.

Mr. BENTLEY. Do you like that better than cow meat?

WAH-THECK-KO-NA-HAH. Oh, yes, sir; it is better than cow meat.

Mr. BENTLEY. Have you any dried deer meat in your tent now?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. BENTLEY. You ate it all up on the road?

WAH-THECK-KO-NA-HAH. Yes, sir.

Senator CURTIS. Is there any game of any kind down there where you are camping now, any quail or deer, or wild turkey or rabbits and things like that, down there?

WAH-THECK-KO-NA-HAH. There is plenty of quail there and deer and some rabbits.

Senator CURTIS. Is there any wild turkey?

WAH-THECK-KO-NA-HAH. I have never seen any there.

Mr. BENTLEY. You spoke about the groceries that I gave you, and at Dublan. When you said I gave you 3 pounds of rice you meant 3 Mexican pounds, did you not?

WAH-THECK-KO-NA-HAH. I meant kilos—a kilo is 2½ pounds.

Mr. BENTLEY. If it is a large family, you give them a large quantity, and if it is a small family, a smaller quantity?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. BENTLEY. So I gave you plenty to eat, as much as you would need for fourteen or fifteen days, did I not?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. BENTLEY. And you were expecting to get some more grub over here?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. BENTLEY. Mr. Embry asked you if you had any church over at your camp. You referred to white man's church, did you not?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. BENTLEY. You have your own kind of church—Kickapoo church—have you not?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. BENTLEY. You have that pretty often, do you not?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. BENTLEY. About how many times in one month did the old men have church?

WAH-THECK-KO-NA-HAH. They have church at any time.

Mr. BENTLEY. Most every day, do they not?

WAH-THECK-KO-NA-HAH. Yes, sir; sometimes every day.

Mr. BENTLEY. When they have church, what do they do? Do they sing and talk to the Spirit like the white man?

WAH-THECK-KO-NA-HAH. They sing sometimes, and they talk to the Spirit.

Mr. BENTLEY. Mr. Embry asked you about preachers and missionaries. Do you understand what a missionary is?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. BENTLEY. But you understand what a preacher is?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. BENTLEY. A missionary is one who comes around to get the Indians to go over to the white man's church?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. BENTLEY. Some of the old men of your tribe are Indian preachers, are they not?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. BENTLEY. Do they tell those young men to be good men or bad men?

WAH-THECK-KO-NA-HAH. They tell them to be good men.

Mr. BENTLEY. And to be honest?

WAH-THECK-KO-NA-HAH. To be honest; yes, sir.

Mr. BENTLEY. Just tell the committee all about what the old men tell the young men.

WAH-THECK-KO-NA-HAH. They know more about it.

Mr. EMBRY. When was your land sold up there and Willard Johnson got this money, do you know; your Oklahoma land. Was it one year or two years, or how long ago?

WAH-THECK-KO-NA-HAH. It has been a good many years; I could not tell you.

Mr. EMBRY. You say when he would pay you money you would give him a receipt?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. Did you and he ever have a settlement; did you ever settle with him and get all that was owing you; did Mr. Johnson ever figure up and show you how much money he got and how much he had paid you, and then pay you what was left?

WAH-THECK-KO-NA-HAH. Yes, sir.

Mr. EMBRY. When was that?

WAH-THECK-KO-NA-HAH. That was about four years ago.

Mr. EMBRY. Was Mr. Bentley, or Mr. Thackery, or anyone else present to see how the settlement was made?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. There was nobody but you?

WAH-THECK-KO-NA-HAH. I guess Thackery knows it.

The CHAIRMAN. Mr. Johnson being his guardian, had him go into court and make a showing and get discharged in court?

Mr. EMBRY. Did you keep any books to show how much money you were getting from Mr. Johnson?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. Do you know now how much money you got from him?

WAH-THECK-KO-NA-HAH. No, sir; I do not.

Mr. EMBRY. When you settled up with him, did he show you where you had gotten money—did he tell you when and where you had gotten money?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. Could you understand his figures and tell whether or not they were right or wrong?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. You do not know how much money you got from him, and you do not know whether he paid you all or not?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. You do not know anything about money matters, do you?

WAH-THECK-KO-NA-HAH. No, sir.

Mr. EMBRY. And you do not know how to use money, do you?

WAH-THECK-KO-NA-HAH. No, sir; I was too young at that time.

Mr. EMBRY. Do you know much about how to invest money in order to make a safe and profitable investment, to keep it? Suppose you had a thousand dollars now, what would you do with it?

WAH-THECK-KO-NA-HAH. I would save it.

Mr. EMBRY. How would you save it?

WAH-THECK-KO-NA-HAH. Keep stocks and crops; that is all I know.

There being no further questions the witness was excused.

NAN-NI-E-TO, a Kickapoo Indian, having been first duly sworn, and Wa-theck-cona, having been similarly sworn as his interpreter, testified as follows:

Senator CURTIS. Are you a Kicking Kickapoo Indian?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. Do you own any land in Oklahoma?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. State how much land you own in Oklahoma.

NAN-NI-E-TO. Eighty acres.

Senator CURTIS. Where was it located, as to being near Shawnee; how many miles from Shawnee was it?

NAN-NI-E-TO. I do not know. Mr. Bentley knows about it.

Senator CURTIS. Have you ever been on your land in Oklahoma?

NAN-NI-E-TO. I do not stay on it.

Senator CURTIS. When did you first go to Mexico?

NAN-NI-E-TO. It has been four years ago.

Senator CURTIS. Did you ever sell your land in Oklahoma—did you make a deed to anybody of it?

NAN-NI-E-TO. Mr. Bentley knows about it; I turned it over to Mr. Bentley.

Senator CURTIS. Why did you turn it over to Mr. Bentley?

NAN-NI-E-TO. He said he was going to help the Indians to get their reservation.

Senator CURTIS. Where?

NAN-NI-E-TO. We are looking for it now.

Senator CURTIS. Who induced you to come to Mexico; who told you to go?

NAN-NI-E-TO. Nobody told me.

Senator CURTIS. How did you happen to go down there?

NAN-NI-E-TO. There were too many people around there at Oklahoma.

Senator CURTIS. Did you want to get away from the people up there?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. Were you in Muzquiz last summer when George Outcalt and Mr. Thackery were there?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. Did you talk with either of those men about going back to Oklahoma?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. Did either of those men talk to you about your going to Mexico?

NAN-NI-E-TO. They did not.

Senator CURTIS. Did you know Doctor Conine down there?

NAN-NI-E-TO. I knew Doctor Conine at Muzquiz.

Senator CURTIS. Did you see Mr. Grimes, the old man, or Tack Grimes, and Al Brown and Mr. Chapman and other white men down there at Muzquiz?

NAN-NI-E-TO. I just knew two of them.

Senator CURTIS. Which two do you know?

NAN-NI-E-TO. Old man Grimes and Doctor Conine.

Senator CURTIS. You just know those two?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. Did you know that there were other white men there with Conine and Grimes?

NAN-NI-E-TO. I have seen them, but I do not know what their names are.

Senator CURTIS. Were they there about the same time that Mr. Outcalt was there?

NAN-NI-E-TO. I do not know.

Senator CURTIS. You know Mr. Outcalt; you saw him there, did you not?

NAN-NI-E-TO. No, sir.

Senator CURTIS. You know Mr. Thackery, the agent?

NAN-NI-E-TO. I know Mr. Thackery.

Senator CURTIS. Were those men down there at Muzquiz about the time Mr. Thackery was there?

NAN-NI-E-TO. I did not see them there.

Senator CURTIS. You did not see who there?

NAN-NI-E-TO. Thackery.

Senator CURTIS. Do you know about Thackery being down there in that country; did you hear about his being there or at Eagle Pass?

NAN-NI-E-TO. No; I do not.

Senator CURTIS. Do you know about when it was that those white men, Grimes and Doctor Conine, were around with the Indians at the camp at Muzquiz; was it a year ago last summer, or when?

NAN-NI-E-TO. I saw them there when I left.

Senator CURTIS. Did you see them before?

NAN-NI-E-TO. Yes, sir; before.

Senator CURTIS. Did they have any Indian interpreter; if so, who was with Doctor Conine and Grimes?

NAN-NI-E-TO. Yes, sir; William Murdock.

Senator CURTIS. And Mack Johnson?

NAN-NI-E-TO. He sat by there.

Senator CURTIS. And George Kishketon?

NAN-NI-E-TO. I did not see him; he must have been inside the house.

Senator CURTIS. What were those men trying to do at the camp?

NAN-NI-E-TO. They were trying to get the land cheap.

Senator CURTIS. They were trying to get the Indians' land cheap?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. Did the Indians sell them any land?

NAN-NI-E-TO. No, sir; they did not. They arrested those old people.

Senator CURTIS. How many old people did they arrest, and who were they?

NAN-NI-E-TO. Okemah, Pakotah, Kishkinequote, Wahpahchequa, and Bentley.

Senator CURTIS. Why did they arrest those Indians?

NAN-NI-E-TO. I do not know; but I think it was because they would not sell lands.

Senator CURTIS. They arrested them because they would not sell their land?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. Do you know who arrested them; who was there when they were arrested?

NAN-NI-E-TO. Grimes and Conine and the rest of them.

Senator CURTIS. Did Grimes and Conine have whisky or mescale out there?

NAN-NI-E-TO. I saw them have it.

Senator CURTIS. Did they have the Indians drunk out there at camp?

NAN-NI-E-TO. Some women were there; and some of their friends.

Senator CURTIS. Were they drunk?

NAN-NI-E-TO. Yes, sir; they were drunk.

Senator CURTIS. They brought other Indian women out—Mexican Indian women or Nacimiento Indian women—did they?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. Who of the Kickapoo Indians did you see drunk there about the camp while Grimes and Conine were there? Give the names of the Indians you saw drunk around there with Grimes and Conine.

NAN-NI-E-TO. Ma-sha-qua and Tah-pah-she and George Kishketon. I do not know how many of them.

Senator CURTIS. Did you see Mack Johnson drunk there?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. Did you see Murdock drunk?

NAN-NI-E-TO. It was at night at that time, and I was afraid to go around at night.

Senator CURTIS. Why were you afraid to go around?

NAN-NI-E-TO. I thought they might get mad at me.

Senator CURTIS. Who do you mean would get mad with you?

NAN-NI-E-TO. George Kishketon might get mad about it.

Senator CURTIS. Did you see Wah-sko-tah drunk?

NAN-NI-E-TO. I did not see him.

Senator CURTIS. At that time, that night?

NAN-NI-E-TO. I did not see him at that time.

Senator CURTIS. Did you see him drunk there afterwards?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. State to the committee if you were there when they took some coaches with Indians in them up to Guajardo's house in Muzquiz.

NAN-NI-E-TO. I had just come back from hunting the horses.

Senator CURTIS. Just tell the committee all about it in your own way, how many coaches and how many policemen there were there.

NAN-NI-E-TO. There were eight coaches and about 20 policemen riding horses. They told the Indians, "If you fellows will not go to Guajardo's, we will arrest you."

Senator CURTIS. The policemen told them that, did they?

NAN-NI-E-TO. Yes, sir; the policemen and Doctor Conine were riding horses around there, and the Indians came around there, and he said to hitch up and start. They were afraid they might get arrested. They started going to Muzquiz driving over there. They were driving them around, herding them. No Indians could stop on the side of the road; they just had to keep on. They were afraid they might get shot. They came to town—close to town, and they turned toward Guajardo's house, and nobody could go away anywhere else.

Senator CURTIS. You mean they could not go away from the house?

NAN-NI-E-TO. Yes, sir; they were watching them there.

Senator CURTIS. That is, the policemen watched them?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. Did they have any guns or swords or knives or pistols? I mean the policemen.

NAN-NI-E-TO. They all had guns.

Senator CURTIS. Was Grimes with Doctor Conine that day, and the policemen?

NAN-NI-E-TO. They stayed at Guajardo's place.

Senator CURTIS. How long were they there?

NAN-NI-E-TO. They stayed there a good while.

Senator CURTIS. What was done there, and what did they say to the Indians?

NAN-NI-E-TO. I was not there when they talked to them; I was outside.

Senator CURTIS. You were sitting on the outside?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. Then you did not hear what they said to them?

NAN-NI-E-TO. No, sir.

Senator CURTIS. Where was your father, Wahpahchequa, that day?

NAN-NI-E-TO. They brought him there to Guajardo's house.

Senator CURTIS. Where did they bring him from?

NAN-NI-E-TO. They brought him from the jail house.

Senator CURTIS. Your father's name is Wahpahchequa, is it?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. Did they bring any other Indians from jail?

NAN-NI-E-TO. They brought all of them there.

Senator CURTIS. How many did they take up from jail?

NAN-NI-E-TO. Two of them.

Senator CURTIS. Do you know the names of the other Indian that they took up there from jail—Pakotah?

NAN-NI-E-TO. Wahpahchequa and Pakotah.

Senator CURTIS. And one of them is your father?

NAN-NI-E-TO. Yes, sir; Wahpahchequa.

Senator CURTIS. Did you talk with them as they went up there to the house—did you talk with your father or the other Indian?

NAN-NI-E-TO. They would not let me see him.

Senator CURTIS. Did they have any irons on their wrists or feet?

NAN-NI-E-TO. I did not see any. They would not let me see him; they would not let anybody talk to them.

Senator CURTIS. Did you go into the house yourself at any time that day?

NAN-NI-E-TO. Wahpahchequa went in there; I did not go in there.

Senator CURTIS. Was Panadtho there that day?

NAN-NI-E-TO. No, sir.

Senator CURTIS. She had been dead a good many years, had she not?

NAN-NI-E-TO. About eight years.

Senator CURTIS. Do you know Mah-ta-pene?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. Do you know of his being out hunting at that time?

NAN-NI-E-TO. He was not there; he was hunting.

Senator CURTIS. Where did the Indians go when they left Guajardo's house that night?

NAN-NI-E-TO. They went back at night to the camp.



Senator CURTIS. What did the Indians say, who were in the house, as to whether or not they had signed deeds there?

NAN-NI-E-TO. I did not hear about it.

Senator CURTIS. Did they say whether they had signed any deeds, or refused to sign deeds?

NAN-NI-E-TO. They said they did not sign.

Senator CURTIS. The Indians said they did not sign any deeds?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. Did any of the Indians go up to Guajardo's house the next day?

NAN-NI-E-TO. No, sir.

Senator CURTIS. Was Paw-kaw-kah there that day?

NAN-NI-E-TO. He was there at Guajardo's.

Senator CURTIS. How did he come to be there?

NAN-NI-E-TO. He was with the Indians.

Senator CURTIS. Was Paw-kaw-kah up in the house with the other Indians?

NAN-NI-E-TO. The rest of them stayed outside.

Senator CURTIS. Well, was Paw-kaw-kah outside?

NAN-NI-E-TO. Yes, sir; he was outside.

Senator CURTIS. He did not go upstairs?

NAN-NI-E-TO. No, sir.

Senator CURTIS. He did not go up in the room?

NAN-NI-E-TO. No, sir.

Senator CURTIS. Please state to the committee if there is anything the matter with that Indian; is he sick or deaf?

NAN-NI-E-TO. That fellow can not talk.

Senator CURTIS. Did that Indian go up in that house and sign a deed that day?

NAN-NI-E-TO. No, sir; he did not sign.

Senator CURTIS. Was there any Indian up in that house who could talk to Paw-kaw-kah and make him understand?

NAN-NI-E-TO. Nobody.

Senator CURTIS. Does that Indian live with you?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. Then you know whether the other Indians could talk with him or not, do you?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. Do you know Tah-pah-she, Pamethot's wife?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. Do you remember her being sick at that time?

NAN-NI-E-TO. She was not sick at that time.

Senator CURTIS. Not him, but this Indian woman, his wife; was Tah-pah-she sick?

NAN-NI-E-TO. She was not sick.

Mr. BENTLEY. An old woman?

Senator CURTIS. I am referring to Tah-pah-she, Pamethot's wife?

NAN-NI-E-TO. She was not sick; not bad sick.

Senator CURTIS. Did she go up with the Indians to that house on that day or stay at the camp?

NAN-NI-E-TO. She stayed at the camp.

Senator CURTIS. And did not go up to Guajardo's house.

NAN-NI-E-TO. No, sir.

Senator CURTIS. Do you know Pum-y-tum-moke?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. Did she stay down in the yard with him that day?

NAN-NI-E-TO. She stayed at the camp.

Senator CURTIS. Did she go upstairs at all?

NAN-NI-E-TO. No, sir.

Senator CURTIS. Then those two Indian women you have mentioned did not go up in Guajardo's house that day and sign any deeds?

NAN-NI-E-TO. No, sir.

Senator CURTIS. Do you know Kah-ke-ne-peah, the sick woman who came down from Oklahoma—one who coughed all the time?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. When did she come down to Muzquiz?

NAN-NI-E-TO. Last winter.

Senator CURTIS. State how she looked, as to whether she was well or sick?

NAN-NI-E-TO. She was sick.

Senator CURTIS. How sick was she; could she walk or ride, or was she able to go to Muzquiz?

NAN-NI-E-TO. When she first came from Oklahoma they had her in a wagon.

Senator CURTIS. They brought her out to the camp, did they?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. Did she go back up to Muzquiz from the time she came down there; and if so, did they have to help her out to the wagon?

NAN-NI-E-TO. They had to help her out to the wagon; she could not walk.

Senator CURTIS. Did she cough all the time?

NAN-NI-E-TO. Yes, sir; she was sick on her way back and in her stomach and coughed all the time; she could not walk.

Senator CURTIS. Did they take her back up to Muzquiz while she was down there?

NAN-NI-E-TO. No, sir.

Senator CURTIS. Where did she die?

NAN-NI-E-TO. I do not know.

Senator CURTIS. While you were there did they take her off to any place to sign any deeds or papers?

NAN-NI-E-TO. No, sir; she did not go.

Senator CURTIS. She could not go, could she?

NAN-NI-E-TO. No, sir; she could hardly walk; they had a doctor for her.

Senator CURTIS. If she had gone away from the camp to sign deeds would you have known it?

NAN-NI-E-TO. No, I would not know.

Senator CURTIS. Do you know Ma-me-she-ka, a woman?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. Was she there that day at Guajardo's house?

NAN-NI-E-TO. She went to the Nacimiento camp.

Senator CURTIS. She went over to the other camp, did she?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. Was she up at Guajardo's house that day?

NAN-NI-E-TO. No, sir.

Senator CURTIS. Do you know Ah-na-sha-wa-to, Tom Smith?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. Was he there that day?

NAN-NI-E-TO. He was there.

Senator CURTIS. Do you know O-que-mah-ah-them?

NAN-NI-E-TO. Yes, sir; I know him.

Senator CURTIS. Was he there that day?

NAN-NI-E-TO. Yes, sir; he was there.

Senator CURTIS. Do you know if Kah-ka-to-the-quah was there?

NAN-NI-E-TO. Yes, sir; she stayed at camp.

Senator CURTIS. Was Pem-ah-ho-ko-he-qua there at Guajardo's?

NAN-NI-E-TO. She was not there.

Senator CURTIS. Where was she?

NAN-NI-E-TO. Up at the camp.

Senator CURTIS. How old is she?

NAN-NI-E-TO. About 17.

Senator CURTIS. Do you know Kee-ah-tha-kum-o-qua?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. Was she there that day at Guajardo's house?

NAN-NI-E-TO. She stayed at the camp.

Senator CURTIS. How old is she?

NAN-NI-E-TO. She is about 20, or a little over.

Senator CURTIS. Do you know Wah-pah-sose?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. Was he there?

NAN-NI-E-TO. He was there, too.

Senator CURTIS. Was Pakotah there?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. How about Pah-e-nah?

NAN-NI-E-TO. She stayed at home.

Senator CURTIS. Pah-e-nah stayed at home?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. How about Mah-tha-ko-tha?

NAN-NI-E-TO. She was there.

Senator CURTIS. How about Ma-she-she? Was he there?

NAN-NI-E-TO. He was at Guajardo's.

Senator CURTIS. Do you know Mah-ka-se-ah?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. Was he there that day?

NAN-NI-E-TO. I do not remember about him.

Senator CURTIS. Do you know when Mah-ka-seah went back to Oklahoma?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. When did he go; was it not about the day he got his pay at Eagle Pass?

NAN-NI-E-TO. Yes, sir; it was that time.

Senator CURTIS. In the fall?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. Do you remember if it was some time in November?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. Was Ah-che-che there?

NAN-NI-E-TO. I do not remember.

Senator CURTIS. Was Chah-ke-che there?

NAN-NI-E-TO. I do not remember.

Senator CURTIS. Was Ah-na-tha-hah-quah there?

NAN-NI-E-TO. She was not there.

Senator CURTIS. Was she at camp?

NAN-NI-E-TO. Yes, sir; she was at camp.

Senator CURTIS. Was Kah-pah-ke-ka-quah theré?

NAN-NI-E-TO. I do not remember.

Senator CURTIS. Was Wah-sko-tah there?

NAN-NI-E-TO. He was there.

Senator CURTIS. Was he drunk or sober that day?

NAN-NI-E-TO. After they went he went home; he was drunk that time. Grimes and the rest of them had whisky there.

Senator CURTIS. Grimes and the rest of them carried whisky to the camp?

NAN-NI-E-TO. Yes, sir.

Senator CURTIS. Was Ke-te-quah there?

NAN-NI-E-TO. Yes, sir; she was there.

Senator CURTIS. Can she not write her name; is she not educated so that she can write her name?

NAN-NI-E-TO. I do not know whether she can or not.

Senator CURTIS. Was Mah-squa-ko there?

NAN-NI-E-TO. She stayed at home at the camp.

Senator CURTIS. Do you know about Johnson and Doctor Conine coming out there in January, some time last winter, to get them to sign up checks to draw money at Eagle Pass?

NAN-NI-E-TO. I do not know.

Senator CURTIS. State in your own way when Doctor Conine and Grimes and Tony Alexander and those fellows came out to the camp, and state what they tried to get the Indians to do.

Mr. BENTLEY. That was a little before Christmas.

NAN-NI-E-TO. After Alexander they got there they commenced to arrest the Indians.

Senator CURTIS. State to the committee what they did.

NAN-NI-E-TO. I do not know what they arrested the Indians for.

Senator CURTIS. Just state what they tried to get the Indians to do out at the camp—if they wanted them at any time to draw money at Eagle Pass; sign notes or checks.

NAN-NI-E-TO. That is what they arrested them for, I guess.

Senator CURTIS. Did they ask the Indians to sign their names to papers to draw money at Eagle Pass, over at the San Francisco judge's house?

NAN-NI-E-TO. The Indians were there——

Senator CURTIS. Did they tell him they would not sign for money, or that they would sign for money?

NAN-NI-E-TO. They tried to get the Indians to sign who stayed in Mexico.

Senator CURTIS. Did they not get that old deaf man, Paw-kaw-kah, to sign and give him some money?

NAN-NI-E-TO. No, sir.

Senator CURTIS. Did he sign his name to draw money?

NAN-NI-E-TO. No, sir.

Senator CURTIS. Do you know about any Indians being arrested and taken over to the judge on the San Francisco ranch?

NAN-NI-E-TO. No, sir.

Senator CURTIS. Did you sell your land to anybody?

NAN-NI-E-TO. No, sir.

Senator CURTIS. Did you make a deed of it to anybody—to Mr. Bentley, or Mr. Ives, or Mrs. Bentley, or anyone else?

NAN-NI-E-TO. I gave it to Mr. Bentley.

Senator CURTIS. What was Mr. Bentley to do with it?

NAN-NI-E-TO. He was to sell it.

Senator CURTIS. What was he to do with the money?

NAN-NI-E-TO. Buy land in Mexico.

Senator CURTIS. Has Mr. Bentley given you any money at all?

NAN-NI-E-TO. Yes, sir; he has given me money.

Senator CURTIS. Do you know the description of your land by number?

NAN-NI-E-TO. I do not know it.

Senator CURTIS. Mr. Bentley, do you desire to ask any questions?

Mr. BENTLEY. Yes, sir.

Mr. BENTLEY. When Mr. Thackery came to Muzquiz—it has been more than a year ago now when he came to the camp—and Grimes and those men were there, was your father sick when they first came?

NAN-NI-E-TO. My father was not sick at the first time.

Mr. BENTLEY. Is your father a big stout man or a little man?

NAN-NI-E-TO. He was a stout man—fat.

Mr. BENTLEY. Tell the committee what your father is like now—after he came out of jail; is he stout now?

NAN-NI-E-TO. After he got out he was sick. He lifted some rocks in the jail; half of him is dead now.

Mr. BENTLEY. Did you see your father after he was working on the rocks—when they took him out of jail—with your own eyes?

NAN-NI-E-TO. Wahpahchequa said he was working.

Mr. BENTLEY. Did he tell you that was what made him sick?

NAN-NI-E-TO. Yes, sir.

Mr. BENTLEY. Could he lift a rock now; is his arm stout, or his legs stout, now?

NAN-NI-E-TO. No, sir.

Mr. BENTLEY. How does he walk now?

NAN-NI-E-TO. He can hardly walk now.

Mr. BENTLEY. Before he went to jail he could walk well, could he not?

NAN-NI-E-TO. Yes, sir; he could walk good.

Mr. BENTLEY. When he came out, how did he walk?

NAN-NI-E-TO. He was sick.

Mr. BENTLEY. Has he been in bed or lying down most all the time since he has been in jail?

NAN-NI-E-TO. Yes, sir; he would go off and sit down.

Mr. BENTLEY. If he wants to get into a buggy, can he do so alone?

NAN-NI-E-TO. No, sir.

Mr. BENTLEY. Do you know how many days Wahpahchequa was in jail at Muzquiz?

NAN-NI-E-TO. I do not know how many days; I think fourteen.

Mr. BENTLEY. Did you hear the man who came with Thackery—George—say anything to your father, Wahpahchequa, at the camp or at any other time?

NAN-NI-E-TO. No, sir.

Mr. BENTLEY. You did not hear any talk between them?

NAN-NI-E-TO. No, sir.

Mr. BENTLEY. You have spoken about a good deal of mescal at the camp. Did Mr. Grimes ever give you any mescal?

NAN-NI-E-TO. He tried to give me mescal, but I would not have it.

Mr. BENTLEY. Was it a little bottle or a big one, or just to take a drink when you wanted to?

NAN-NI-E-TO. Grimes told me if I wanted a big one to take it.

The CHAIRMAN. Did he take it?

Mr. BENTLEY. No; he did not take a drink.

Do you remember an occasion when Grimes came there just before night and there was a lot of whisky and a whole lot of mescal and bottles at the camp?

NAN-NI-E-TO. He was in a hack and brought lots of whisky.

Mr. BENTLEY. Where did they have that hack at the time they had lots of drink in it; was it right up in town or in the brush?

NAN-NI-E-TO. It must have been at Pah-pe-ah-she's house.

Mr. BENTLEY. Were pretty nearly all the young men drunk that night who wanted whisky?

NAN-NI-E-TO. Some of them.

Mr. BENTLEY. There was a good deal of hallooing and singing in the camp that night, was there not?

NAN-NI-E-TO. Yes, sir; they hallooed around there all night.

Mr. BENTLEY. Do you remember what happened soon the next morning; do you remember lots more buggies being around there?

NAN-NI-E-TO. I saw them in hacks every day there.

Mr. BENTLEY. That was the morning when Atlano, the judge, came there. I want you to think well and tell the committee who all were there at that time—everybody you can think of—white people, that morning that we are talking about, the next morning after everybody was so drunk, and they had buggies there. How many Mexican police came the first time when I and Mr. Field were there. That is the time I am talking about.

NAN-NI-E-TO. There were four policemen there.

Mr. BENTLEY. What other white men were there that morning?

NAN-NI-E-TO. Alexander.

Mr. BENTLEY. No; you are mistaken. I want to identify the time if I can.

NAN-NI-E-TO. I was not there at that time.

The committee here took a recess until 1.30 p. m.

#### AFTER RECESS.

NAN-NI-E-TO recalled for further examination.

Mr. BENTLEY. Do you remember the time when Thackery and another white man and Grimes—the first time they came to the village from San Francisco?

NAN-NI-E-TO. I was not there when they first came.

Mr. EMBRY. Did you make a deed of your land to W. W. Ives or to Mrs. Ida B. Bentley—did you make a deed to Mrs. Bentley?

NAN-NI-E-TO. Yes, sir.

Mr. EMBRY. Did you make a deed to Mr. Ives?

NAN-NI-E-TO. That is all I know; I turned it over to Mr. Bentley.

Mr. EMBRY. All you know about it is that you turned your land over to Mr. Bentley?

NAN-NI-E-TO. Yes, sir.

Mr. EMBRY. Who told you they would arrest the Indians if they did not make deeds to their lands?

NAN-NI-E-TO. I just heard what the Indians said, that is all.

Mr. EMBRY. Where did you hear it talked about?

NAN-NI-E-TO. At the camp.

Mr. EMBRY. It was rumored at the camp that if they did not make deeds to their lands they would be arrested—is that it?

NAN-NI-E-TO. Yes, sir.

Mr. EMBRY. How old are you?

NAN-NI-E-TO. Twenty-two years old.

Mr. EMBRY. Have you a wife?

NAN-NI-E-TO. Yes, sir.

Mr. EMBRY. Have you any children?

NAN-NI-E-TO. Yes, sir.

Mr. EMBRY. How many children have you?

NAN-NI-E-TO. Two living.

Mr. EMBRY. How old are they?

NAN-NI-E-TO. One of them is 3 years old and the other is 2 years old.

Mr. EMBRY. Have they had any schools down in Mexico, or at the Indian camp since you have been there?

NAN-NI-E-TO. No, sir.

Mr. EMBRY. Have any of the Indian children gone to school anywhere?

NAN-NI-E-TO. Over in Mexico?

Mr. EMBRY. Yes; the Indians down in Mexico—have any of them gone to school down there?

NAN-NI-E-TO. No, sir.

Mr. BENTLEY. Can you read and write?

NAN-NI-E-TO. I know Indian writing.

Mr. BENTLEY. Do you write letters up to your father at Shawnee now?

NAN-NI-E-TO. I wrote a letter once.

Mr. BENTLEY. Have you any Indian letters in your pocket with you?

NAN-NI-E-TO. No, sir.

Mr. BENTLEY. Have you ever been in white man's school?

NAN-NI-E-TO. No, sir.

Mr. BENTLEY. Where did you learn to read and write Indian?

NAN-NI-E-TO. I just knew it.

Mr. BENTLEY. I would like to have you write your name on this piece of paper.

Nan-ni-e-to wrote as requested.

Mr. BENTLEY. I would like to have you write a short letter—just two or three words—to Wahpahchequa and tell him we are all here to-day; tell him I am here, Mr. Bentley.

The witness wrote as requested.

The CHAIRMAN. Now, you read it, Mr. Interpreter, and tell us what it is.

INTERPRETER (reading): He says Mr. Bentley is in here and these people are here, the committee. That is all; and he says the lawyers.

The CHAIRMAN. Now, let the witness read it in Indian to you and you tell us what it means.

The witness thereupon read the letter he had written, which was interpreted as follows: "Bentley is in here and these; they came from Washington; the lawyers."

The witness was thereupon excused.

WAHTHECONA recalled for further examination.

Senator CURTIS. State to the committee if at any time your wife went to Eagle Pass and drew out the money for any other Indian woman—Mas-qua-tho?

WAHTHECONA. Yes, sir.

Senator CURTIS. What did she say about that, and who took her there?

WAHTHECONA. Mack Johnson took her down there.

Senator CURTIS. To the bank?

WAHTHECONA. Yes, sir.

Senator CURTIS. What bank was it?

WAHTHECONA. The First National Bank.

Senator CURTIS. How much money did she get?

WAHTHECONA. I do not know how much she got there.

Senator CURTIS. How much did he give her?

WAHTHECONA. She said she did not know; she just had it in her hands.

Senator CURTIS. She did not know how much?

WAHTHECONA. No, sir.

Senator CURTIS. Did she bring any money home?

WAHTHECONA. No, sir; she did not bring any. She said Mack Johnson took it back.

Senator CURTIS. Was Tony Alexander there?

WAHTHECONA. Yes, sir.

Senator CURTIS. Did she say that Alexander got any of it?

WAHTHECONA. No, sir; she said George Kishketon, Mack Johnson, and Alexander were in that bank, those three; and my wife was sitting outside of the bank, and George Kishketon went out there—he was kind of drunk—and pushed her inside of the bank; he made her touch the pen, had her sign. The woman said she did not know what that is.

Senator CURTIS. Your wife said she did not know what it was she was signing?

WAHTHECONA. Yes, sir.

Senator CURTIS. But she said they got money there?

WAHTHECONA. Yes, sir.

Mr. EMBRY. When did you see your wife last?

WAHTHECONA. About May.

Mr. EMBRY. How do you know that her mother would not let her come as a witness down at Eagle Pass?

WAHTHECONA. I heard of it.

Mr. EMBRY. How did you hear of it?

WAHTHECONA. I heard Ah-kis-kuck say it.

Mr. EMBRY. Is Ah-kis-kuck here?

WAHTHECONA. No, sir.

Mr. EMBRY. Ah-kis-kuck is down at the camp, is he not?

WAHTHECONA. Yes, sir; he is at the camp.



Mr. EMBRY. How long has Ah-kis-kuck been with you?

WAHTHECONA. Something like three or four months.

Mr. EMBRY. Then Ah-kis-kuck does not know anything about whether your wife's mother kept her from coming as a witness at Eagle Pass, does he?

WAHTHECONA. That is what she said.

Senator CURTIS. What time are you talking about as her not appearing as a witness—there before the grand jury or coming before this committee?

WAHTHECONA. Before the committee.

Senator CURTIS. We were not there only last week. Who told you she would not come before us last week?

WAHTHECONA. He told me; I do not know. I guess he heard of it.

Senator CURTIS. When did he tell you, this morning?

WAHTHECONA. He told me the first time I saw him over there.

Mr. EMBRY. When was the first time you saw him here?

WAHTHECONA. It was about 10 miles from here.

Mr. EMBRY. You do not understand me. We were at Eagle Pass last week.

WAHTHECONA. Yes.

Senator CURTIS. Did anybody tell you that your wife would not appear before our committee last week at Eagle Pass?

WAHTHECONA. I do not know what you say.

Senator CURTIS. Now, was not the time you are talking about when they wanted your wife to appear before the grand jury and her mother would not let her?

WAHTHECONA. I heard of it.

Senator CURTIS. You heard of that?

WAHTHECONA. Yes, sir.

Senator CURTIS. Did you hear of this last week?

WAHTHECONA. No, sir.

Senator CURTIS. You did not hear about her not appearing before us last week?

WAHTHECONA. No, sir.

Mr. EMBRY. I got the idea that it was last week.

Mr. BENTLEY. I think I can make this clear.

When your wife went out to Eagle Pass last spring, as a witness, did you take her out there yourself—you went with her, did you not?

WAHTHECONA. No, sir.

Mr. BENTLEY. I mean when she went out that time with Dudley Shawnee, you went with her?

WAHTHECONA. Yes, sir.

Mr. BENTLEY. You left her there with Ah-kis-kuck?

WAHTHECONA. Yes, sir.

Mr. BENTLEY. Then about two months after that Ah-kis-kuck took the train to come around through Texas?

WAHTHECONA. Yes, sir.

Mr. BENTLEY. And then he said to you that her mother would not let her come, did he not?

WAHTHECONA. Yes, sir.

Mr. EMBRY. You know Rachael Kirk, do you not? '

WAHTHECONA. Yes, sir.

Mr. EMBRY. Where is Rachael?

WAHTHECONA. She is out there at the other camp.

one that is off at some distance?

Homer Anderson?

anything about Rachael getting the  
her when Homer died?

now about that.

that Rachael got a whole lot of money

you not?

not know.

before you started to leave Muzquiz and come

Rachael have some money?

Yes, sir; she had money.

How much?

N.A. I do not know how much she got.

RY. Who got her money?

CONA. I do not know anything about that. All I know

I know from hearsay.

EMBRY. When she started did she not have her money along  
her—a large amount of money?

WATHECONA. I do not know; I saw her have money.

Mr. EMBRY. Has she any money now?

WATHECONA. No, sir.

Mr. EMBRY. How long did she have money after you started?

WATHECONA. She had it about a month.

Mr. EMBRY. Do you know what she did with it?

WATHECONA. She bought some clothes.

Mr. BENTLEY. I would like to ask you if during the time, Grimes  
and these white men were down there you saw Rachael drunk; have  
you ever seen her drink beer around with these white men?

WATHECONA. No, sir; I did not see her drinking; she was drunk.

The witness was thereupon excused.

AHCHECHE, having been first duly sworn by the chairman, and  
his interpreter, Wahthecona, having been similarly sworn, testified as  
follows:

Senator CURTIS. State your name to the committee.

AHCHECHE. Ahcheche.

Senator CURTIS. What tribe of Indians do you belong to?

AHCHECHE. God made me a Kickapoo.

Senator CURTIS. Do you belong to the tribe known as the Kicking  
Kickapoos?

AHCHECHE. I am a Kicking Kickapoo.

Senator CURTIS. Did you live in Oklahoma at one time?

AHCHECHE. I came from there.

Senator CURTIS. How long did you live in Oklahoma?

AHCHECHE. It has been thirty years ago since they  
here.

Senator CURTIS. They went from here, or from Oklaho  
ico, over thirty years ago?

AHCHECHE. Yes, sir.

Senator CURTIS. And you went with

AHCHECHE. Yes, sir.

Senator CURTIS. Had you lived in Mexico before you went to Oklahoma the first time?

AHCHECHE. I stayed with the Naciementos.

Senator CURTIS. How long since you came back to Mexico the last time from Oklahoma, or returned?

AHCHECHE. About four years.

Senator CURTIS. During that four years have you been back to Oklahoma visiting or seeing your folks?

AHCHECHE. No, sir; I have not.

Senator CURTIS. Did anybody ask you to go to Mexico the last time?

AHCHECHE. I liked to go down there myself.

Senator CURTIS. How old a man are you?

AHCHECHE. Sixty-six.

Senator CURTIS. Did you have any land up in Oklahoma?

AHCHECHE. They told me that was my land.

Senator CURTIS. In Oklahoma?

AHCHECHE. Yes, sir.

Senator CURTIS. Did you ever live on it?

AHCHECHE. I lived on it.

Senator CURTIS. How long did you live on that land?

AHCHECHE. About six years ago.

Senator CURTIS. You lived on it about six years ago?

AHCHECHE. Yes, sir.

Senator CURTIS. Do you know Mr. Thackery, the agent at Shawnee?

AHCHECHE. I went over there sometimes.

Senator CURTIS. You knew him then?

AHCHECHE. Yes, sir.

Senator CURTIS. Did you know George Outcalt, a lawyer at Shawnee?

AHCHECHE. I do not know him.

Senator CURTIS. Do you know of Thackery coming down to Muzquiz, Mexico, at one time last year, about May or June?

AHCHECHE. Yes, sir.

Senator CURTIS. Did you know a man with him that they called George Outcalt, a lawyer?

AHCHECHE. No, sir.

Senator CURTIS. Do you know Mr. Chapman, of Oklahoma?

AHCHECHE. I do not know him.

Senator CURTIS. Do you know a man by the name of Grimes?

AHCHECHE. I have seen him in Mexico.

Senator CURTIS. Did you see Doctor Conine there in Mexico?

AHCHECHE. I saw him sometimes.

Senator CURTIS. Did you know any other white men who were there with Doctor Conine and Mr. Grimes?

AHCHECHE. I have seen Joe Clark there.

Senator CURTIS. Did you see any other white men there—did you see Al Brown?

AHCHECHE. I do not know their names.

Senator CURTIS. Tell the committee how many white men were around there trying to get you to sell land to them?

AHCHECHE. One of them had his mouth kind of split.

Senator CURTIS. That is Alexander. Were there more men with Grimes and Doctor Conine.

AHCHECHE. I saw several of them, but I do not know their names.

Senator CURTIS. State to the committee what those white men did to you and other Indians, if they tried to get them to make deeds to them; tell us first about the first time they came and what they did.

AHCHECHE. One time I saw some policemen come there with Doctor Conine.

Senator CURTIS. Had white men come there before that to get you to sell your land?

AHCHECHE. That is what they came down there for.

Senator CURTIS. They came down to buy land?

AHCHECHE. Trying to get them to sell some land.

Senator CURTIS. Tell the committee what they did?

AHCHECHE. One time they came in a hack to my house and told me to get in. I told them I did not want to go.

Senator CURTIS. You told them you did not want to go?

AHCHECHE. I told them I had some horses to go over there with.

Senator CURTIS. What did they want you to go for?

AHCHECHE. They wanted me to sell my land.

Senator CURTIS. What did you say to them?

AHCHECHE. We went over to Guajardo's house, and I told them I did not want to sell my land.

Senator CURTIS. Had you been arrested before that?

AHCHECHE. They just drove us down there.

Senator CURTIS. Proceed and tell the committee how many policemen were there, and how many wagons they had, and all about it.

AHCHECHE. There were lots of wagons going along there. Doctor Conine just kept around among the people, driving them like cattle.

Senator CURTIS. Did the policemen have any guns or pistols or anything of that kind?

AHCHECHE. Every one of them had pistols. I did get arrested at that time.

Senator CURTIS. Tell us what they did about taking you up to Guajardo's house.

AHCHECHE. I do not think anybody signed any deed at that time.

Senator CURTIS. What did they say to you about signing deeds? Tell the committee about your going upstairs or staying down in the yard, who was there, and everything about it.

AHCHECHE. I did not sign and nobody signed.

Senator CURTIS. You did not sign a deed there that day?

AHCHECHE. No, sir.

Senator CURTIS. Did your wife sign a deed that day?

AHCHECHE. No, sir; the whole family did not sign.

Senator CURTIS. Did your wife at any time sign a deed to Mr. Chapman or anybody connected with that Grimes crowd?

AHCHECHE. No, sir.

Senator CURTIS. Did Mr. Chapman or Mr. Grimes or Doctor Conine give you any money?

AHCHECHE. No, sir; I did not see any.

Senator CURTIS. Have they given you any money since?

AHCHECHE. No, sir.

Senator CURTIS. Did you tell Doctor Conine or Mr. Grimes or any of his party there to buy any land for you in Mexico?

AHCHECHE. They did not bother me much.

Senator CURTIS. Do you remember when Doctor Conine came out there, along about Christmas time, to get them to sign up checks for money?

AHCHECHE. No, sir.

Senator CURTIS. Did you sign any checks then for Doctor Conine to draw any money at the bank for you?

AHCHECHE. No, sir.

Senator CURTIS. Did you sign any paper like this [indicating blank check]?

AHCHECHE. No, sir.

Senator CURTIS. Did your wife sign any such paper?

AHCHECHE. No, sir; nobody signed.

Senator CURTIS. Who acted as interpreter for Doctor Conine and Mr. Grimes there—what was known as the Grimes people?

AHCHECHE. Mack Johnson.

Senator CURTIS. Who else?

AHCHECHE. One of them is a Nacimiento woman who talks Mexican.

Mr. BENTLEY. Is that Josepha?

AHCHECHE. Yes, sir; and Mexican lawyers were over there at Guajardo's house.

Senator CURTIS. Did they ask you to sign a deed that day?

AHCHECHE. They told me about that.

Senator CURTIS. And you refused to do it?

AHCHECHE. No, sir; I did not do it.

Senator CURTIS. You would not sign?

AHCHECHE. No, sir; I would not sign.

Senator CURTIS. Did you agree to sign for them afterwards?

AHCHECHE. That was the last time I saw them.

Senator CURTIS. Did they give you \$1,600 at any time—Doctor Conine or Grimes or any of them?

AHCHECHE. I did not get any money.

Senator CURTIS. Did Tony Alexander try to get you to give a check on the bank to get some money out?

AHCHECHE. No, sir.

Senator CURTIS. Did you sign any check at any time when Tony Alexander was there?

AHCHECHE. No, sir; I did not.

Senator CURTIS. Did you sign any paper of any kind?

AHCHECHE. No, sir.

Senator CURTIS. Did you authorize anybody else to sign your name, or did you hold a pencil or pen like that [indicating]; did you touch the pen?

AHCHECHE. No, sir.

Senator CURTIS. Were you over before the judge on the San Francisco ranch about a month later and touched a pen, in August?

AHCHECHE. No, sir.

Senator CURTIS. How many times were you at Guajardo's house?

AHCHECHE. Only that one time when they herded us there?

Senator CURTIS. Did you go there the next day?

AHCHECHE. No, sir.

Senator CURTIS. Did any of the other Indians go there the next day?

AHCHECHE. No, sir; they did not.

Senator CURTIS. I wish you would state to the committee whether Grimes, Doctor Conine, and Johnson and George Kishketon, and those other men were drunk around there, and if they brought any whisky up to the camp?

AHCHECHE. I do not know. I do not drink; never drunk.

Senator CURTIS. Were you around with them, and did you see any of them drunk?

AHCHECHE. No, sir.

Senator CURTIS. You did not see it?

AHCHECHE. No, sir.

Senator CURTIS. Did you ever give a deed to Mr. Bentley here?

AHCHECHE. I signed once.

Senator CURTIS. What was Mr. Bentley to do with the land for you?

AHCHECHE. I just turned it over to him.

Senator CURTIS. What was he to do with it?

AHCHECHE. He was to make a reservation for me.

Senator CURTIS. He was to make a reservation where?

AHCHECHE. We were just looking for it.

Senator CURTIS. You are looking for it now?

AHCHECHE. Yes, sir.

Senator CURTIS. Did Mr. Bentley give you any money?

AHCHECHE. He gave me some at Eagle Pass at one time.

Senator CURTIS. How much?

AHCHECHE. One hundred dollars.

Senator CURTIS. Mexican or gold?

AHCHECHE. American money.

Senator CURTIS. Did Mack Johnson or the Nacimientos woman that you say was at Guajardo's house read any papers to you describing your land in Oklahoma and want you to touch the pen?

AHCHECHE. No, sir.

Senator CURTIS. They did not read it to you?

AHCHECHE. No, sir.

The CHAIRMAN. Mr. Embry, do you wish to ask any questions?

Mr. EMBRY. Yes, sir.

Did you ever give Mr. Ives a deed to your land?

AHCHECHE. No, sir.

Mr. EMBRY. When was it that Mr. Bentley paid you \$100 at Eagle Pass?

AHCHECHE. It was before we left there?

The witness was thereupon excused.

KAH-KAH-TO-THE-QUAH, a Kickapoo Indian woman, having been first duly sworn, and Wahthecona, her interpreter, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

KAH-KAH-TO-THE-QUAH. Kah-kah-to-the-quah.

Senator CURTIS. Are you a member of the Kickapoo tribe of Indians?

KAH-KAH-TO-THE-QUAH. Yes, sir.

Senator CURTIS. Did you live in Oklahoma at any time?

KAH-KAH-TO-THE-QUAH. I used to stay in Oklahoma.

Senator CURTIS. Had you any land in Oklahoma?

KAH-KAH-TO-THE-QUAH. I have land over there.

Senator CURTIS. When did you go to Mexico?

KAH-KAH-TO-THE-QUAH. It has been five years ago.

Senator CURTIS. How did you happen to go down to Mexico?

KAH-KAH-TO-THE-QUAH. I just happened to come over there.

Senator CURTIS. Do you know Mr. Thackery, United States Indian agent at Shawnee?

KAH-KAH-TO-THE-QUAH. I have seen him.

Senator CURTIS. Did you see him at Muzquiz, Mexico, or at the Indian camp a year ago last June or July?

KAH-KAH-TO-THE-QUAH. I have seen him there.

Senator CURTIS. Did you see a man named George Outcalt with him?

KAH-KAH-TO-THE-QUAH. I do not know him.

Senator CURTIS. Do you know Doctor Conine?

KAH-KAH-TO-THE-QUAH. I do not know him.

Senator CURTIS. Do you know Mr. Grimes, a lame man?

KAH-KAH-TO-THE-QUAH. No, sir.

Senator CURTIS. State if you remember when the Indians were taken up to Guajardo's house last July a year ago.

KAH-KAH-TO-THE-QUAH. I heard of it.

Senator CURTIS. Did you go up to Guajardo's house?

KAH-KAH-TO-THE-QUAH. I did not go.

Senator CURTIS. Did you sign any deed up there to Mr. Chapman to sell your land to him?

KAH-KAH-TO-THE-QUAH. No, sir.

Senator CURTIS. Did you see the Indians when they were taken up to Guajardo's house when they left the camp?

KAH-KAH-TO-THE-QUAH. I saw them.

Senator CURTIS. State to the committee what you saw, who were there, and whether policemen were there and a good many coaches.

KAH-KAH-TO-THE-QUAH. I could hardly see at that time.

Senator CURTIS. You were nearly blind, were you?

KAH-KAH-TO-THE-QUAH. Yes, sir.

Senator CURTIS. And you did not go up; you stayed at the camp?

KAH-KAH-TO-THE-QUAH. Yes, sir; I stayed at camp—at my home.

Senator CURTIS. Did you authorize anyone to touch pen for you that day up at Guajardo's house for the purpose of selling your land?

KAH-KAH-TO-THE-QUAH. No, sir.

Senator CURTIS. Do you know Tony Alexander?

KAH-KAH-TO-THE-QUAH. No, sir.

Senator CURTIS. Do you know George Kishketon?

KAH-KAH-TO-THE-QUAH. Yes, sir.

Senator CURTIS. Do you know Mack Johnson?

KAH-KAH-TO-THE-QUAH. Yes, sir.

Senator CURTIS. Some time in January, after these people went up to Guajardo's house, did Mack Johnson or George Kishketon come there with a white man to get you to sign a check for money, a little piece of paper like that [indicating blank check]?

KAH-KAH-TO-THE-QUAH. No, sir.

Senator CURTIS. Nobody?

KAH-KAH-TO-THE-QUAH. No, sir.

Senator CURTIS. Did you sign a check to anybody to get money for you?

KAH-KAH-TO-THE-QUAH. No, sir.

Senator CURTIS. Did you ever draw any money out of the First National Bank of Eagle Pass?

KAH-KAH-TO-THE-QUAH. No, sir; I do not know that bank; I was never in that bank.

Senator CURTIS. It is in Eagle Pass, the west bank in Eagle Pass.

KAH-KAH-TO-THE-QUAH. No, sir.

Senator CURTIS. Did any man give you \$1,200 for your land in Oklahoma?

KAH-KAH-TO-THE-QUAH. No, sir.

Senator CURTIS. Did this man, Doctor Conine, or any of those men—Grimes, or any of them—give you any money at any time to sign a deed of your land?

KAH-KAH-TO-THE-QUAH. No, sir; I never saw him close.

Senator CURTIS. Did you sell your land in Oklahoma to anyone?

KAH-KAH-TO-THE-QUAH. No, sir.

Senator CURTIS. Did you ever give a deed to Mr. Bentley—this man sitting here?

KAH-KAH-TO-THE-QUAH. I turned it over to him.

Senator CURTIS. What to do with it?

KAH-KAH-TO-THE-QUAH. To put me where I could live in Mexico.

Senator CURTIS. Did you not authorize him to get the land back, or away from the man who claimed it in Oklahoma?

KAH-KAH-TO-THE-QUAH. I did.

Senator CURTIS. You authorized him to get the land back for you?

KAH-KAH-TO-THE-QUAH. Yes, sir.

Mr. BENTLEY. I desire to state to the committee that this witness executed a power of attorney at my recommendation to have suit brought to cancel the deeds which the parties claimed they had secured from her, and suit is now pending to recover that property, she claiming that if her name appears on any deed to Mr. Chapman, or any other person, it is a forgery.

Senator CURTIS. Have you had any money from these people?

KAH-KAH-TO-THE-QUAH. No, sir; they have given me no money.

Senator CURTIS. They did not give you any money?

KAH-KAH-TO-THE-QUAH. I spent it all.

Senator CURTIS. What did you do with the money you got from the Government, if that was the money you spent?

KAH-KAH-TO-THE-QUAH. I spent it all on groceries and what I have eaten.

Senator CURTIS. Did you ever give Mr. Bentley any money?

KAH-KAH-TO-THE-QUAH. No, sir.

Mr. BENTLEY. When you got the money for Ke-ah-to-quah's allotment, what did you do with it?

KAH-KAH-TO-THE-QUAH. I got about \$6,000 of it.

Mr. BENTLEY. What did you do with it?

KAH-KAH-TO-THE-QUAH. I bought horses and some wagons.

Mr. BENTLEY. You kept it yourself; you never gave me any of it, did you?

KAH-KAH-TO-THE-QUAH. No, sir.

Mr. EMBRY. Who paid you the \$6,000 that you got from that dead land money?

KAH-KAH-TO-THE-QUAH. I was here and went after it down there—went after that money.

Mr. BENTLEY. She was living in Mexico and went after it.



Mr. EMBRY. Who went with you when you went to get this money?

KAH-KAH-TO-THE-QUAH. Mr. Bentley.

Mr. EMBRY. Who gave you the money—where were you when they paid you the money?

KAH-KAH-TO-THE-QUAH. Mr. Thackery.

Mr. EMBRY. What did you do with the money when Mr. Thackery gave it to you?

KAH-KAH-TO-THE-QUAH. I spent it all.

Mr. EMBRY. What did you do with it—did you put it in your pocket when Mr. Thackery gave it to you?

KAH-KAH-TO-THE-QUAH. Yes, sir.

Mr. EMBRY. Where did you carry it to?

KAH-KAH-TO-THE-QUAH. I spent it on horses and groceries and things I wore.

Mr. EMBRY. Did you put it in a bank anywhere before you spent it?

KAH-KAH-TO-THE-QUAH. No, sir.

Mr. EMBRY. Did you give it to anyone to keep for you before you spent it?

KAH-KAH-TO-THE-QUAH. No, sir.

Mr. EMBRY. How did you keep it before you spent it?

KAH-KAH-TO-THE-QUAH. I did not carry it around; I spent it.

Mr. EMBRY. Where were you when you spent it?

KAH-KAH-TO-THE-QUAH. In Mexico.

Mr. EMBRY. You brought it back with you to Mexico, did you?

KAH-KAH-TO-THE-QUAH. Yes, sir.

Mr. EMBRY. What did you buy with it in Mexico?

KAH-KAH-TO-THE-QUAH. I bought some groceries and flour and stocks, and everything.

Mr. EMBRY. How much stock did you buy?

KAH-KAH-TO-THE-QUAH. Eighteen horses and mules.

Mr. EMBRY. What did you do with the horses?

KAH-KAH-TO-THE-QUAH. I am keeping them over there.

Mr. EMBRY. Who is keeping them?

KAH-KAH-TO-THE-QUAH. My son.

By Senator CURTIS. Have you any mules and wagons?

KAH-KAH-TO-THE-QUAH. I have 4 mules.

By Mr. BENTLEY. And good wagons and harness?

KAH-KAH-TO-THE-QUAH. Yes, sir.

The witness was thereupon excused.

PEQUA having been first duly sworn, and his interpreter, Wah-theckcona, having been similarly sworn, testified as follows:

The WITNESS (after the oath had been administered). I am going to tell the truth.

Senator CURTIS. State your name to the committee.

PEQUA. Pequa.

Senator CURTIS. What tribe of Indians do you belong to?

PEQUA. The Kickapoos.

Senator CURTIS. Kicking Kickapoos.

PEQUA. Yes, sir; Kicking.

Senator CURTIS. How long have you lived in Mexico?

PEQUA. Five years.

Senator CURTIS. Did you own any land in Oklahoma?

PEQUA. I have land over there.

Senator CURTIS. How much land do you own in Oklahoma?

PEQUA. Eighty acres.

Senator CURTIS. Did you ever live on it?

PEQUA. No, sir; I do not live on it.

Senator CURTIS. Do you know Mr. Thackery, the United States Indian agent at Shawnee?

PEQUA. I have seen him.

Senator CURTIS. Do you know George Outcalt, a lawyer there, who came to Muzquiz with Mr. Thackery last year?

PEQUA. No, sir; I do not know him.

Senator CURTIS. Do you know Mr. Grimes—Old Man Grimes—a lame man?

PEQUA. I have seen him sometimes.

Senator CURTIS. Do you know Doctor Conine?

PEQUA. I have seen him sometimes; I did not talk with him. They are mean; that is the reason I did not talk with them.

Senator CURTIS. Did you know a man by the name of Chapman, who was with Grimes and Conine down there trying to get the Indians' land?

PEQUA. They have been trying to get the Indians' land.

Senator CURTIS. You knew Chapman, did you?

PEQUA. I do not know him.

Senator CURTIS. How many men were with Conine and Grimes—I mean white men—trying to get the Indians' land?

PEQUA. I know those two fellows.

Senator CURTIS. How many were there?

PEQUA. I know those two fellows; I do not know the other fellows.

Senator CURTIS. Were there other white men there with Grimes and Conine?

PEQUA. They were there sometimes, but I do not know what their names were.

Senator CURTIS. Do you know Joe Whipple, who came to interpret for them?

PEQUA. Yes, sir.

Senator CURTIS. Do you know the white men with him?

PEQUA. Joe Whipple came around to my house, that was all, by himself.

Senator CURTIS. State to the committee how Doctor Conine, and Grimes, and those other men acted with the Indians when they first came out to camp; tell what they did and all about it.

PEQUA. I do not know what they were doing; they were doing something out around the camp.

Senator CURTIS. Did you see them take any Indians up to town at any time?

PEQUA. They drove them over there.

Senator CURTIS. Tell us how they did it, how they came down and how they went up.

PEQUA. Doctor Conine came to my house; he made a visit to my house, and he told me to go to Guajardo's house. Doctor Conine said to me: "If you do not go we are going to arrest you," and I went up there with the rest of the Indians.

Senator CURTIS. How many were there of them?

PEQUA. There were a good many of them.

Senator CURTIS. How many coaches did they have?

PEQUA. I drove my own team.

Senator CURTIS. What man acted as interpreter that time?

PEQUA. I was downstairs; I did not go upstairs at all.

Senator CURTIS. Did you see Mack Johnson there that day?

PEQUA. I saw Mack Johnson there, but I did not see him when he went in.

Senator CURTIS. Was Joe Whipple there that day?

PEQUA. After that Joe Whipple was there.

Senator CURTIS. State to the committee what was done the first time they went up to Guajardo's house with the Indians, in July—what did the Indians do?

PEQUA. They were just sitting around the yard.

Senator CURTIS. Did any Indians sign any deeds there?

PEQUA. I did not see anybody sign.

Senator CURTIS. Did they bring anybody up there from the jail?

PEQUA. I saw these fellows here [indicating] brought from the jail.

Senator CURTIS. And taken up to Guajardo's house?

PEQUA. Yes, sir.

Senator CURTIS. By policemen?

PEQUA. Yes, sir.

Senator CURTIS. Did any policemen go up with you from the camp to Guajardo's house?

PEQUA. The policemen drove them up there.

Senator CURTIS. Were those men that you saw brought from jail taken upstairs while you sat down in the yard, at Guajardo's house?

PEQUA. I saw them sitting outside.

Senator CURTIS. Did you see them go upstairs?

PEQUA. No, sir.

Senator CURTIS. Do you know their names?

PEQUA. Pakotah and Kishkinequote.

Senator CURTIS. In the afternoon when you went with Whipple over to the house, in August, later on, tell us what occurred.

PEQUA. The policemen from San Francisco came to my house and told me to be over at Muzquiz to-morrow. I went over there that time.

Senator CURTIS. What occurred?

PEQUA. I got to Muzquiz; we got to town and they told us to go to Guajardo's house.

Senator CURTIS. Did you go to Guajardo's house?

PEQUA. I was afraid of them.

Senator CURTIS. You went then—you were afraid of them?

PEQUA. Yes, sir; I went to Guajardo's house.

Senator CURTIS. What did they say to you, and what did they do there?

PEQUA. They did not do anything.

Senator CURTIS. What did they ask you to do?

PEQUA. They did not tell me what they were going to do.

Senator CURTIS. Was Tom Smith there that day?

PEQUA. He was there too.

Senator CURTIS. Did you on that day sign or touch the pen to any paper?

PEQUA. No, sir.

Senator CURTIS. Did you there sell your land to Chapman or to anyone else?

PEQUA. No, sir.

Senator CURTIS. Did they at that time—any man there—give you \$1,600 that day?

PEQUA. No, sir.

Senator CURTIS. Did they give you any money there that day?

PEQUA. No, sir.

Senator CURTIS. Have you at any time ever given a deed, or consented to give a deed, to anybody who Chapman, Doctor Conine, Grimes, and those other white men were with there—did you ever give a deed to any of them?

PEQUA. No, sir.

Senator CURTIS. Did any of those men give you money?

PEQUA. No, sir.

Senator CURTIS. Did you authorize Tom Smith or Joe Whipple to touch the pen for you that day at Guajardo's house in August?

PEQUA. No, sir.

Senator CURTIS. Do you know Mr. Bentley?

PEQUA. I know him.

Senator CURTIS. Did you ever have any transactions with him about your land?

PEQUA. He called me from Eagle Pass; Bentley called me over there.

Senator CURTIS. What did you do there for Bentley?

PEQUA. I signed.

Senator CURTIS. For Bentley?

PEQUA. Yes, sir.

Senator CURTIS. What did you get for it, how much money?

PEQUA. Fifty dollars, Mexican.

Senator CURTIS. What was Bentley to do with the land?

PEQUA. He was going to sell the land to make a reservation in Mexico.

Senator CURTIS. For you and other Kickapoos?

PEQUA. Yes, sir.

Senator CURTIS. Did you understand that that was what Bentley was to do with it?

PEQUA. That is what he told me.

Senator CURTIS. To buy a reservation?

PEQUA. To buy a reservation?

Senator CURTIS. How much is your land in Oklahoma worth, if you know?

PEQUA. I do not know what it is worth.

Senator CURTIS. Did you hear anybody say it was worth \$8,000 or \$9,000?

PEQUA. No, sir.

Senator CURTIS. You never heard them say?

PEQUA. No, sir.

Mr. EMBRY. Pequa, after you turned your land over to Bentley to sell and make a reservation in Mexico, did you go back to Eagle Pass and get some Government money?

PEQUA. I went over there and got money.

Mr. EMBRY. When was it that you went over there and got the money?

PEQUA. Last fall.

Mr. EMBRY. How much did you get?

PEQUA. Two hundred dollars.

Mr. EMBRY. Did you ever make a deed to Mr. Ives?

PEQUA. No, sir.

Mr. EMBRY. You never turned your land over to anybody but Mr. Bentley?

PEQUA. Nobody but Bentley.

Senator CURTIS. You have a wife, have you?

PEQUA. Yes, sir.

Senator CURTIS. Did she ever sign any deed to any of your land in Oklahoma to Grimes, Doctor Conine, Chapman, or those men who were with him?

PEQUA. No, sir.

Senator CURTIS. Was she with you at Guajardo's house?

PEQUA. Yes, sir.

Senator CURTIS. Did she authorize Tom Smith or Joe Whipple or anybody else to touch the pen for her with a view to selling her land?

PEQUA. No, sir.

Senator CURTIS. Did the policeman tell her to go up to Guajardo's house, too?

PEQUA. Yes, sir.

Senator CURTIS. They told her that she must sign, but she did not sign?

PEQUA. No, sir; I was watching.

Senator CURTIS. Were you at Guajardo's house on that day the second time when Joe Whipple was there and Tom Smith and your wife, and what other Indians?

PEQUA. I saw some women there and Tom Smith.

Senator CURTIS. Did you see any other Indians there? Was Ah-kis-kuck there?

PEQUA. No, sir; I did not see him there.

Senator CURTIS. Did you see Wah-nah-ke-tha-hah there?

PEQUA. I saw him there.

Senator CURTIS. Did that Indian sign?

PEQUA. No, sir.

Senator CURTIS. Did he touch the pen?

PEQUA. No, sir.

Senator CURTIS. Did Ah-kis-kuck's wife sign that day?

PEQUA. No, sir.

Senator CURTIS. Did any Indians touch the pen there that day, or tell Tom Smith or Mack Johnson or Joe Whipple to sign for them?

PEQUA. No, sir.

Mr. EMBRY. Do any Kickapoo children in Mexico attend school anywhere?

PEQUA. No, sir.

Mr. EMBRY. Why did you leave Oklahoma to come to Mexico?

PEQUA. I came down here to live.

Mr. EMBRY. How many children have you?

PEQUA. One.

Mr. EMBRY. How old is it?

PEQUA. Twenty-one.

Senator CURTIS. Did you ever live in Mexico before you came down here the last time?

PEQUA. I live in Mexico when I was a boy.

The witness was thereupon excused.

TOM SMITH, having been first duly sworn, and his interpreter, Wahtheckcona, having been similarly sworn, testified as follows:

Senator CURTIS. State your name to the committee.

TOM SMITH. Tom Smith.

Senator CURTIS. What is your Indian name?

TOM SMITH. Ah-na-sha-wa-to.

Senator CURTIS. Where do you live?

TOM SMITH. I do not live now; my house is moved around.

Senator CURTIS. Did you live at Oklahoma at any time?

TOM SMITH. I used to stay down there.

Senator CURTIS. Did you live at Muzquiz, Mexico, at any time?

TOM SMITH. I used to stay there.

Senator CURTIS. When did you first go to Mexico?

TOM SMITH. It has been four years now.

Senator CURTIS. Where did you live in July of last year?

TOM SMITH. I lived at Muzquiz, by Muzquiz.

Senator CURTIS. Do you know Mr. Thackery, United States Indian agent at Shawnee?

TOM SMITH. I do not know him; I have seen him sometimes.

Senator CURTIS. Do you know George Outcalt, who came down to Muzquiz in last May or June to see the Indians?

TOM SMITH. I have seen him, too.

Senator CURTIS. Do you know the two Grimes men?

TOM SMITH. I have seen them.

Senator CURTIS. Do you know Doctor Conine?

TOM SMITH. I know him.

Senator CURTIS. And Chapman?

TOM SMITH. Yes, sir; I know Chapman.

Senator CURTIS. I wish you would tell this committee what, if any, thing was done by Doctor Conine, Mr. Chapman, the two Grimes, Al Brown, George Kishketon, and Mack Johnson about getting their land in Oklahoma from these Kickapoo Indians who were at Muzquiz last year.

TOM SMITH. I did not go around with them to see what they were doing.

Senator CURTIS. What did they do out at the camp?

TOM SMITH. They would go around the houses there.

Senator CURTIS. Who did?

TOM SMITH. Grimes and those people.

Senator CURTIS. Ask him if they brought any whisky or mescal out there.

TOM SMITH. I would see them; I do not know what they were doing around there, but they were around the camp.

Senator CURTIS. Do you remember a crowd of Indians being taken up to Guajardo's house at Muzquiz?

TOM SMITH. I have been over there.

Senator CURTIS. How many times have you been there?

TOM SMITH. Grimes took the Indians over there twice.

Senator CURTIS. Tell us what happened the first time and how he happened to go the first time.

TOM SMITH. He told the Indians they were all going to Guajardo's house.

Senator CURTIS. Did they come down to the camp for the Indians?

TOM SMITH. They came to the camp for them.

Senator CURTIS. How many wagons or coaches did they bring the first time?

TOM SMITH. About 7.

Senator CURTIS. What white men were there?

TOM SMITH. Grimes was there and Doctor Conine.

Senator CURTIS. Was Tack Grimes there?

TOM SMITH. Yes, sir.

Senator CURTIS. Who else?

TOM SMITH. Chapman and Al Brown.

Senator CURTIS. Who else was there; were there any policemen there?

TOM SMITH. I saw one policeman there.

Senator CURTIS. What did they say to the Kickapoos to get them to get into the coaches and go up to Guajardo's house?

TOM SMITH. They told those Indians to go to Guajardo's house.

Senator CURTIS. What did the Indians do?

TOM SMITH. They went over to Guajardo's house.

Senator CURTIS. When they got up there what was done?

TOM SMITH. The first time they arrested some fellows there.

Senator CURTIS. Who did they arrest?

TOM SMITH. Pakotah, Kishkinequote (Jim Deer), Okemah, Noten, (Jeff Davis).

Senator CURTIS. Were those men in jail when they were taken up there.

TOM SMITH. They took them up to jail.

Senator CURTIS. No; did they take them up to Guajardo's house from the jail?

TOM SMITH. They took them to Guajardo's house first.

Senator CURTIS. When they went to Guajardo's house did any of them go upstairs, and if so, who went up?

TOM SMITH. I saw Wah-pah-ho-ko. After they took those people who were in jail upstairs?

Senator CURTIS. Did you go up?

TOM SMITH. Yes, sir.

Senator CURTIS. What did they say to them at that time about selling their lands; what did Guajardo say and what did they say?

TOM SMITH. They told Wah-pah-ho-ko that the President was getting tired of this business.

Mr. BENTLEY. They told Wah-pah-ho-ko the President was getting tired of this business; he said since you have been here in Mexico the President has been working in his own way and the President was getting tired of it?

Senator CURTIS. Tired of what?

TOM SMITH. Of his working in his way, Wah-pah-ho-ko.

Senator CURTIS. Now, tell the committee what else was said by the Indians and by the other people there about their selling or buying land.

**TOM SMITH.** They told them to sign the paper. That is what the President said, Guajardo.

**Senator CURTIS.** Did he tell them what paper it was?

**TOM SMITH.** He said it was a deed to sell your land. Wah-pah-ho-ko said he would not sign. He said if you do not sign this deed here you will be arrested.

**Senator CURTIS.** What else was said?

**TOM SMITH.** Wah-pah-ho-ko told them, "I am not going to sign."

**Senator CURTIS.** Well, did she sign?

**TOM SMITH.** No, sir; she did not want to do it.

**Senator CURTIS.** Did she touch pen to the paper there?

**TOM SMITH.** No, sir.

**Senator CURTIS.** Did any other Indians say anything there that day; did they make a speech to the President?

**TOM SMITH.** They said they could not make that woman sign the deed.

**Senator CURTIS.** Did any of the Indians sign there that day in your presence, or touch the pen?

**TOM SMITH.** No, sir; nobody signed.

**Senator CURTIS.** Did any of them tell Mack Johnson to touch the pen for them?

**TOM SMITH.** I do not know what he was signing there; he was interpreting at that time.

**Senator CURTIS.** Did you see Kah-tah-ka-ho-ko there that day?

**TOM SMITH.** She was there; all of them were there.

**Senator CURTIS.** Was this woman there [indicating Mah-me-she-quah] at Guajardo's house that day?

**TOM SMITH.** Yes, sir; she was there.

**Senator CURTIS.** Do you know Mah-ta-pene?

**TOM SMITH.** Yes, sir.

**Senator CURTIS.** Do you know anything about his being away on a hunt at that time?

**TOM SMITH.** No, sir; he was not there.

**Senator CURTIS.** He was not there?

**TOM SMITH.** No, sir.

**Senator CURTIS.** Do you know the old woman who was sick at the camp, Tah-pah-she, Pamethot's wife?

**TOM SMITH.** Yes, sir.

**Senator CURTIS.** Was she in camp sick that day?

**TOM SMITH.** She was sick and stayed at home.

**Senator CURTIS.** How about that other old woman, Ah-na-tha-hah-quah, was she sick at home?

**TOM SMITH.** She was not there.

**Senator CURTIS.** Was Panatho there?

**TOM SMITH.** Yes, sir; I know her.

**Senator CURTIS.** That dead woman, was she there?

**TOM SMITH.** She was dead. Grimes must have been over there where the dead people are.

**Senator CURTIS.** You say she was not there?

**TOM SMITH.** No, sir; she was not there.

**Senator CURTIS.** They claim to have gotten a deed from her that day; that she signed a deed.

**TOM SMITH.** Grimes must be over there with the dead people.



Senator CURTIS. She died in Oklahoma six or seven years ago, did she not?

TOM SMITH. She was dead over there.

Senator CURTIS. At the time you went to Guajardo's house later on in August with this man who just testified, was Joe Whipple there?

TOM SMITH. Yes, sir; he was there.

Senator CURTIS. Tell the committee what occurred that day?

TOM SMITH. I was there and Joe Whipple was interpreting for them and a Mexican from Monclova. They were trying to get them to sign deeds there; they told them to sell their lands out there.

Senator CURTIS. Did Pequa sign that day to sell his land?

TOM SMITH. Nobody signed.

Senator CURTIS. Did Joe Whipple ask Tom Smith to sign for all of them?

TOM SMITH. No, sir; nobody did sign. I did not sign.

Senator CURTIS. Did you talk with Doctor Conine that day?

TOM SMITH. Joe Whipple was the interpreter.

Senator CURTIS. Did you touch the pen for any of those Indians there that day?

TOM SMITH. Nobody did sign. I did not sign them.

Senator CURTIS. Did you draw any money out of the First National Bank of Eagle Pass, the West Bank, in January?

TOM SMITH. No, sir; and I do not know of anybody.

Senator CURTIS. Did you sign any check for Doctor Conine and Mack Johnson to draw any money?

TOM SMITH. No, sir.

Senator CURTIS. Did they give you any money?

TOM SMITH. I got \$5 from Grimes.

Senator CURTIS. What for?

TOM SMITH. Grimes told me to go and get some whisky.

Senator CURTIS. Grimes gave you \$5 to get whisky with?

TOM SMITH. Yes, sir.

Senator CURTIS. Did you ever authorize anybody to draw any money out of the bank for you, or tell anybody to draw any money out of the bank?

TOM SMITH. No, sir.

Senator CURTIS. Did you tell Doctor Conine to draw \$500 out of the bank for you, and to buy land for you in Mexico?

TOM SMITH. No, sir.

Senator CURTIS. Did you sell your land to Mr. Bentley?

TOM SMITH. I did not sell my land.

Senator CURTIS. What understanding did you have with Mr. Bentley about it?

TOM SMITH. Mr. Bentley was there to help us around there to get our place.

Senator CURTIS. Did you authorize him to dispose of your land in Oklahoma—what was to be done with your land in Oklahoma?

TOM SMITH. If he found a place where we could live, if it was a good place, I would turn it over to Mr. Bentley.

Senator CURTIS. Did you ever intend to sell it to Mr. Bentley or anybody else?

TOM SMITH. No, sir; nobody.

Senator CURTIS. In what condition were Grimes and Conine and Mack Johnson and George Kishketon, and those other men when they were around there as to being drunk or drinking about the camp?

TOM SMITH. They were drunk all the time.

Senator CURTIS. Did they bring any Nacimientto women there from the other camp?

TOM SMITH. I do not know about that.

Senator CURTIS. When you got this \$5 from Grimes did you buy whisky with it?

TOM SMITH. They stayed around there.

Senator CURTIS. But did you get whisky with that money?

TOM SMITH. He told me to get whisky with it.

Senator CURTIS. But did you get it?

TOM SMITH. Yes, sir.

Senator CURTIS. Did they drink it?

TOM SMITH. The boys drank it.

The CHAIRMAN. The Indian boys?

TOM SMITH. Yes, sir.

Mr. BENTLEY. Do you remember one time when you brought a quart bottle with some mescal in it and gave it to me at the camp at Muzquiz?

TOM SMITH. That was the money that Grimes gave me. I went after some whisky; when I got there I was drunk and you got it away from me.

Mr. BENTLEY. That was the time that Grimes gave you the \$5?

TOM SMITH. Yes, sir; that was the time.

Mr. BENTLEY. What was Grimes trying to get you to do that morning when you gave me the big bottle of whisky and \$5?

TOM SMITH. Grimes told me that the young men were drinking in the morning.

Mr. BENTLEY. Now, do you remember that Grimes wanted to coax your wife to go with you—you and your wife to go with him to Eagle Pass that time when he gave you the bottle of whisky and \$5?

TOM SMITH. That is what Grimes told me, but I did not do it.

Mr. BENTLEY. Did you not slip out and hide until Grimes got away that morning?

TOM SMITH. When I got to Muzquiz Grimes was there all the time.

Mr. BENTLEY. Now, at that time when Grimes gave you the bottle of whisky, that I got away from you, and the \$5, do you remember how many policemen there were around there that morning?

TOM SMITH. Yes, sir.

Mr. BENTLEY. There were a good many, were there not?

TOM SMITH. Not many.

Mr. BENTLEY. Do you not remember that a whole lot of buggies and coaches came there the night before?

TOM SMITH. I saw them.

Mr. BENTLEY. Did not the young men who drank the whisky, pretty nearly all of them, get drunk that night?

TOM SMITH. I did not see them, but I would hear them hollering around there.

Mr. BENTLEY. Ah-ten-y-tuck and Que-to-quá were there. Do you remember that time?

TOM SMITH. Yes, sir.

Mr. BENTLEY. When these white men and the fellows got the Indians in the buggy that morning, how many of them were drunk when they took them away from the camp?

TOM SMITH. A good many of them.

Mr. BENTLEY. Do you remember Ah-nes-she-nen-ne that morning, when he left?

TOM SMITH. Yes, sir.

Mr. BENTLEY. Was he drunk?

TOM SMITH. Yes, sir; he was drunk.

Mr. BENTLEY. Where did they go when they got to Muzquiz?

TOM SMITH. They went to Guarjardo's house.

Mr. BENTLEY. No; I mean the time they went to Eagle Pass, the first time they came down in coaches, when they did not take them to Guarjardo's house, when Field and I were at the camp—the first time they brought a lot of coaches?

TOM SMITH. I was not there when they sold those lands.

Mr. BENTLEY. You mean at Eagle Pass, Tex.?

TOM SMITH. Yes, sir.

Mr. BENTLEY. The time when Mr. Grimes and Mr. Outcalt came to the Kickapoo village, whose house did they stay at most of the time?

TOM SMITH. Mack Johnson's house.

Mr. BENTLEY. How many times do you think Mr. Outcalt came out there to your tent?

TOM SMITH. He stayed around there most of the time; he slept at Mack Johnson's house.

Mr. BENTLEY. Do you know of his ever coming there in the nighttime?

TOM SMITH. I guess they were sleeping at night; I did not see them.

Mr. BENTLEY. Did Outcalt ever come to your house?

TOM SMITH. He would come there sometimes.

Mr. BENTLEY. Did you hear him talking to the Kickapoos about selling their lands?

TOM SMITH. Yes, sir; that is what they said.

Mr. BENTLEY. I would like to have you tell the committee what Outcalt said to the Kickapoos?

TOM SMITH. He said the lands were ready for selling.

Mr. BENTLEY. You mean they were not ready for selling yet?

TOM SMITH. They were ready for sale.

Mr. BENTLEY. What did he tell the Kickapoos what they had better do about their lands?

TOM SMITH. They said it was best for you to buy land out here somewhere; that the President gave you land to do with it what you wanted to do with it.

Mr. BENTLEY. That is the President of the United States?

TOM SMITH. Yes, sir.

Mr. BENTLEY. Did he tell them what they had better do with it, sell it or keep it?

TOM SMITH. George Outcalt did not tell anybody but me in my hearing.

Mr. BENTLEY. He interpreted sometimes for Outcalt, did he not?

TOM SMITH. He did not act as interpreter.

Mr. BENTLEY. Now, when Outcult came to your house, to the Kickapoo camp, did you ever see him have any whisky or mescal out there; did you ever see it in Outcult's hands?

TOM SMITH. No, sir; I did not see it.

Mr. BENTLEY. Now, you have been upstairs at Muzquiz where Mr. Outcult had his bed and slept; you were up in his room a good many times, were you not?

TOM SMITH. I saw him over in Muzquiz where his bed was sometimes.

Mr. BENTLEY. Were there a good many Kickapoos up there sometimes?

TOM SMITH. I have seen them.

Mr. BENTLEY. Those that went to Eagle Pass you saw upstairs in Outcult's room?

TOM SMITH. Yes, sir.

Mr. BENTLEY. Did you see Outcult around the saloon downstairs under the hotel and around the corners there at different saloons?

TOM SMITH. I have seen him around the saloons. There was one saloon under where his bed was; right there.

Mr. BENTLEY. Did you see Mr. Outcult there drinking?

TOM SMITH. I did not see him drinking.

Mr. BENTLEY. Did you see any squaws around there at that saloon drinking?

TOM SMITH. The women were drinking upstairs.

Mr. BENTLEY. Was that in Outcult's room where they were drinking?

TOM SMITH. Yes, sir; upstairs where George Outcult lived.

Mr. BENTLEY. Do you remember seeing Rachael Kirk up there?

TOM SMITH. I saw her there.

Mr. BENTLEY. Was she drinking when you saw her at that time?

TOM SMITH. She was drunk at that time.

Mr. BENTLEY. What other squaws did you see up there?

TOM SMITH. Quo-to-qua was there, too.

Mr. BENTLEY. Do you remember the time when they had me in jail up there at Muzquiz?

TOM SMITH. Yes, sir.

Mr. BENTLEY. Did you hear Mr. Grimes and Mr. Outcult talking to Chah-ko-sot and Ah-ten-y-tuck and Mack Johnson about my being in jail?

TOM SMITH. No, sir; they did not tell me anything.

Mr. BENTLEY. You did not hear them talking about it?

TOM SMITH. No, sir.

Mr. EMBRY. Do you want to go back to Oklahoma?

TOM SMITH. What do I want to go there for?

Mr. EMBRY. What did you want to go to Mexico for?

TOM SMITH. I came down here to look for a place to live in.

Mr. EMBRY. You have been looking for a place now for four years, have you not?

TOM SMITH. I did not look for it when I was down in Muzquiz.

Mr. EMBRY. Why was not Muzquiz a good place for Indians?

TOM SMITH. If it was a good place, I would be over there now.

Mr. EMBRY. You do not think it is a good place for Indians down at Muzquiz?

TOM SMITH. No, sir.

MR. EMBRY. Five dollars was all that Grimes and Chapman paid you at any time, was it?

TOM SMITH. That was all I got—\$5.

MR. EMBRY. When you turned this land over to Mr. Bentley to sell and get the reservation, did he give you any money?

TOM SMITH. I got money from Bentley.

MR. EMBRY. How much?

TOM SMITH. Two hundred and fifty dollars.

MR. EMBRY. Mexican or American?

TOM SMITH. American.

MR. EMBRY. Do you remember giving a deed, or turning your land over to Mr. Ives, or giving a deed to Mr. Ives?

TOM SMITH. No, sir.

MR. EMBRY. How many times did you see Mr. Outcalt, or George, out at the Indian camp?

TOM SMITH. I stayed around there about a month, and he was there that time.

MR. EMBRY. How many times did you see him at the camp?

TOM SMITH. He came there twice.

MR. EMBRY. He came to the camp twice?

TOM SMITH. Yes, sir.

MR. EMBRY. What time of the day was it that he came to the camp the first time?

TOM SMITH. They were there at night; they came at night.

MR. EMBRY. Did he stay all night or did he leave at about night?

TOM SMITH. He slept there.

MR. EMBRY. Now, the second time he came to the camp, was he there in the daytime or nighttime?

TOM SMITH. At night—the same.

MR. EMBRY. You said that where Outcalt's room was there was a saloon. You mean it was in the same building?

TOM SMITH. There was a saloon in it.

MR. EMBRY. Was that the hotel with a bar in it?

TOM SMITH. No, sir; it was a hotel on that side.

MR. EMBRY. And where was Outcalt's room?

TOM SMITH. It was right upstairs over where the saloon is.

MR. EMBRY. Did anyone have any offices up there—lawyers or doctors or anybody of that kind—up in that room?

TOM SMITH. No, sir; the offices were way at that side.

MR. EMBRY. I mean how many rooms were upstairs over that saloon?

TOM SMITH. There were several up there.

MR. EMBRY. Did people sleep up there at night?

TOM SMITH. White people slept up there.

MR. EMBRY. Outcalt slept up on the second floor and the saloon was on the lower floor. Is that right?

TOM SMITH. Yes, sir.

MR. EMBRY. I believe you said you did not see Outcalt drink any in the saloon?

TOM SMITH. No, sir; I did not see him.

MR. EMBRY. Who were these women that you saw up on that second floor?

TOM SMITH. I saw two women drunk there—Qua-toqua and Rachel.

Mr. EMBRY. Were you up there when they were up there?

Tom SMITH. I went up there to look for a paper.

Mr. EMBRY. What paper were you looking for upstairs?

Tom SMITH. George Outcalt told the Indians that the lease money was there, and that was what I was going to find.

Mr. EMBRY. How many Indians were in Outcalt's room when you went up to get your lease money?

Tom SMITH. I went with Noten.

Mr. EMBRY. Noten was up there when you got up there, was he?

Tom SMITH. I was with him.

Mr. EMBRY. What was Rachel Kirk doing up there?

Tom SMITH. They were drunk in there.

Mr. EMBRY. In what room were they?

Tom SMITH. Way at the end of it.

Mr. EMBRY. How far was it from Outcalt's room?

Tom SMITH. Right next to that door like that [indicating].

Mr. EMBRY. Outcalt's room was one room and they were drunk in another?

Tom SMITH. No, sir; it was in the other room.

Mr. EMBRY. Do you know whether they had gone up to see about their lease money or not?

Tom SMITH. No, sir.

The witness was thereupon excused.

PUM-Y-TUM-MOKE, a Kickapoo Indian woman, having been first duly sworn, and her interpreter, Wah-theck-cona, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

PUM-Y-TUM-MOKE. Pum-y-tum-moke.

Senator CURTIS. You are a Kickapoo Indian?

PUM-Y-TUM-MOKE. Yes, sir.

Senator CURTIS. Are you a Kicking Kickapoo?

PUM-Y-TUM-MOKE. Yes, sir.

Senator CURTIS. Did you used to live in Oklahoma?

PUM-Y-TUM-MOKE. I used to stay there.

Senator CURTIS. Did you have some land in Oklahoma?

PUM-Y-TUM-MOKE. Yes, sir.

Senator CURTIS. How long have you been in Mexico?

PUM-Y-TUM-MOKE. About five years.

Senator CURTIS. How did you happen to leave Oklahoma and go to Mexico?

PUM-Y-TUM-MOKE. I came down here to live.

Senator CURTIS. Who got you to come; who asked you to come?

PUM-Y-TUM-MOKE. Nobody told me.

Senator CURTIS. Were you in camp near Muzquiz a year ago last May, June, and July?

PUM-Y-TUM-MOKE. Yes, sir.

Senator CURTIS. Do you know Mr. Thackery, the United States Indian agent at Shawnee?

PUM-Y-TUM-MOKE. Yes, sir.

Senator CURTIS. Do you know George Outcalt?

PUM-Y-TUM-MOKE. No, sir.

Senator CURTIS. Did you know Doctor Conine down there at Muzquiz?

PUM-Y-TUM-MOKE. I have seen him.

Senator CURTIS. Did you know Grimes at Muzquiz when he was there?

PUM-Y-TUM-MOKE. Yes, sir.

Senator CURTIS. Did you know Mr. Chapman?

PUM-Y-TUM-MOKE. I have seen him.

Senator CURTIS. Did you know Al. Brown?

PUM-Y-TUM-MOKE. Yes, sir; I have seen him.

Senator CURTIS. State if along last June and July a year ago, they came out to the Kickapoo camp to get you Indians to sell your land in Oklahoma.

PUM-Y-TUM-MOKE. Yes, sir.

Senator CURTIS. Now, go ahead and tell the committee when they first came out there, and what they tried to do, and what they did actually do?

PUM-Y-TUM-MOKE. At the time I was going over to Eagle Pass they made me keep off the train.

Senator CURTIS. Who made you get off the train?

PUM-Y-TUM-MOKE. Al Brown.

Senator CURTIS. Who else, Doctor Conine?

PUM-Y-TUM-MOKE. Yes, sir.

Senator CURTIS. Were either of the Grimeses there?

PUM-Y-TUM-MOKE. He was there, too.

Senator CURTIS. Why did they make you get off the train?

PUM-Y-TUM-MOKE. We were going to Eagle Pass, and they said they would arrest us at Sabinas.

Senator CURTIS. Now, when they arrested you at Sabinas, what did they do with you?

PUM-Y-TUM-MOKE. They had us in jail.

Senator CURTIS. At Sabinas?

PUM-Y-TUM-MOKE. Yes, sir.

Senator CURTIS. How long did they have you in jail?

PUM-Y-TUM-MOKE. They had us in jail in the morning and had us out in the evening.

Senator CURTIS. How many Indians did they put in jail—who of the Kickapoo Indians?

PUM-Y-TUM-MOKE. Pah-pe-ach, Okema, Wah-pe-che-quaa, and Tah-nah-ke-ah.

Senator CURTIS. And your husband?

PUM-Y-TUM-MOKE. Yes, sir.

Senator CURTIS. What is his name?

PUM-Y-TUM-MOKE. Pah-ko-tah.

Senator CURTIS. Were any other Indians in jail?

PUM-Y-TUM-MOKE. There was a Shawnee woman.

Senator CURTIS. What did they do with you that night?

PUM-Y-TUM-MOKE. They got on the train that night.

Senator CURTIS. Where did they take you?

PUM-Y-TUM-MOKE. To Baroteran.

Senator CURTIS. What did they do there?

PUM-Y-TUM-MOKE. They made us walk from Minor to Muzquiz.

Senator CURTIS. Was it muddy?

PUM-Y-TUM-MOKE. Yes, sir; there was mud up to here [indicating hip].

Senator CURTIS. Who made them do that—did Al Brown and Doctor Conine and the Mexican policeman?

PUM-Y-TUM-MOKE. The Mexican policemen, too.

Senator CURTIS. Did they make you carry your baby through the mud?

PUM-Y-TUM-MOKE. One of them walked and one I carried on my back through the mud.

Senator CURTIS. Did they try to get you to sign any deed at that time?

PUM-Y-TUM-MOKE. They tried to get me to sign.

Senator CURTIS. Did you agree to sign or did you refuse to sign?

PUM-Y-TUM-MOKE. I did not sign; I would not sign.

Senator CURTIS. State to the committee what these men did when they came out to the camp; just tell the committee all that the white men did to get you to sign when you came to the camp.

PUM-Y-TUM-MOKE. They took us to Guajardo's house.

Senator CURTIS. When did they come after you to take you to Guajardo's house?

PUM-Y-TUM-MOKE. It was in the morning.

Senator CURTIS. Now they came out to the camp with them?

PUM-Y-TUM-MOKE. Yes, sir.

Senator CURTIS. Where was your husband at that time?

PUM-Y-TUM-MOKE. He was in Muzquiz, in jail.

Senator CURTIS. Why did they put him in jail.

PUM-Y-TUM-MOKE. My husband did not want to sign and that was the reason they arrested him.

Senator CURTIS. Your husband did not want to sign his land away and they arrested him?

PUM-Y-TUM-MOKE. Yes, sir.

Senator CURTIS. Please tell us how many coaches came to the camp to take you to Guajardo's house?

PUM-Y-TUM-MOKE. There must have been about five or seven.

Senator CURTIS. How many Indians did they take up there?

PUM-Y-TUM-MOKE. A good many of them.

Senator CURTIS. Were there any policemen there who went up with the wagons to the house?

PUM-Y-TUM-MOKE. There were policemen there.

Senator CURTIS. How did they get you into the wagon?

PUM-Y-TUM-MOKE. I drove my own wagon.

Senator CURTIS. Did they lift you into the wagon?

PUM-Y-TUM-MOKE. Yes, sir.

Senator CURTIS. Who did that.

PUM-Y-TUM-MOKE. Doctor Conine.

Senator CURTIS. How many policemen were there?

PUM-Y-TUM-MOKE. There were two.

Senator CURTIS. Were there any white men there besides Doctor Conine?

PUM-Y-TUM-MOKE. Grimes and Al Brown were there.

Senator CURTIS. Did those people have any guns?

PUM-Y-TUM-MOKE. They had pistols.

Senator CURTIS. Did one of them have a sword?



PUM-Y-TUM-MOKE. The policemen had the swords.

Senator CURTIS. Tell the committee what you did when you got up to Guajardo's house; who went upstairs and who stayed downstairs?

PUM-Y-TUM-MOKE. I did not go upstairs.

Senator CURTIS. Did they bring your husband from the jail while you were at Guajardo's house?

PUM-Y-TUM-MOKE. My husband was there before I got there.

Senator CURTIS. Did you go upstairs and sign or touch a pen to sign your land away to Chapman or anybody else?

PUM-Y-TUM-MOKE. No, sir.

Senator CURTIS. Did they give you \$1,000 that day—Grimes or Conine or Chapman?

PUM-Y-TUM-MOKE. No, sir.

Senator CURTIS. Did they tell you they would put any money in the bank for you?

PUM-Y-TUM-MOKE. No, sir.

Senator CURTIS. Did you ever go over to Guajardo's house after that?

PUM-Y-TUM-MOKE. No, sir.

Senator CURTIS. Were you ever there before that day?

PUM-Y-TUM-MOKE. No, sir; just the one time.

Senator CURTIS. And that time you say you did not go upstairs and did not touch a pen to sell your land?

PUM-Y-TUM-MOKE. No, sir.

Senator CURTIS. Did you authorize Mack Johnson, or anybody else, to touch the pen for you that day?

PUM-Y-TUM-MOKE. No, sir.

Senator CURTIS. Did Doctor Conine, Grimes, Chapman, Al Brown, Mack Johnson, or anybody else, tell you that they were going to put \$1,000 in the bank for you?

PUM-Y-TUM-MOKE. I do not understand you.

Senator CURTIS. Did they tell you they were going to put any money in the bank for you that day?

PUM-Y-TUM-MOKE. No, sir.

Senator CURTIS. Do you know Tony Alexander?

PUM-Y-TUM-MOKE. Yes, sir.

Senator CURTIS. Do you remember his being out about the camp there with Doctor Conine?

PUM-Y-TUM-MOKE. Yes, sir.

Senator CURTIS. What was he trying to get the Kickapoos to do?

PUM-Y-TUM-MOKE. I do not know.

Senator CURTIS. Did you at any time out there sign a little paper like that [indicating blank check] for Doctor Conine?

PUM-Y-TUM-MOKE. No, sir.

Senator CURTIS. Or Mack Johnson or George Kishketon?

PUM-Y-TUM-MOKE. No, sir.

Senator CURTIS. Do you know George Kishketon?

PUM-Y-TUM-MOKE. Yes, sir.

Senator CURTIS. And Mack Johnson?

PUM-Y-TUM-MOKE. Yes, sir.

Senator CURTIS. Were they out around the Indian camp a good deal?

PUM-Y-TUM-MOKE. Yes, sir.

Senator CURTIS. Were they not drunk most of the time?

PUM-Y-TUM-MOKE. Yes, sir; they were.

Senator CURTIS. At that time you were at Guajardo's house was Me-she-ka there; did you see her there?

PUM-Y-TUM-MOKE. No, sir.

Senator CURTIS. Do you know Mah-ta-pene?

PUM-Y-TUM-MOKE. Yes, sir.

Senator CURTIS. He is your son, is he not?

PUM-Y-TUM-MOKE. He is my son.

Senator CURTIS. Was he there that day?

PUM-Y-TUM-MOKE. No, sir.

Senator CURTIS. Was he at Guajardo's house that day or was he out hunting?

PUM-Y-TUM-MOKE. He was not there.

Senator CURTIS. Your son was not there? Was he not out hunting and had he not been for two or three days hunting deer?

PUM-Y-TUM-MOKE. It was another one. My other son was there but this one was hunting.

Senator CURTIS. Mah-ka-se-ah was there, was he?

PUM-Y-TUM-MOKE. He was there.

Senator CURTIS. Do you know Tah-pah-she, Pam-e-thot's wife?

PUM-Y-TUM-MOKE. Yes, sir.

Senator CURTIS. Was she sick that day?

PUM-Y-TUM-MOKE. Yes, sir.

Senator CURTIS. Was she up there at Guajardo's house?

PUM-Y-TUM-MOKE. No, sir.

Senator CURTIS. Do you know Kah-ka-to-the-quah?

PUM-Y-TUM-MOKE. Yes, sir.

Senator CURTIS. Was she there that day or was she at the camp?

PUM-Y-TUM-MOKE. She was not there.

Senator CURTIS. Do you know Ah-na-tha-hah-quah?

PUM-Y-TUM-MOKE. Yes, sir.

Senator CURTIS. Was she up there that day?

PUM-Y-TUM-MOKE. No, sir.

Senator CURTIS. Do you know Mah-squa-ko?

PUM-Y-TUM-MOKE. Yes, sir.

Senator CURTIS. Was she there?

PUM-Y-TUM-MOKE. No, sir.

Senator CURTIS. Do you know Kah-te-quah?

PUM-Y-TUM-MOKE. Yes, sir.

Senator CURTIS. Can she write her own name?

PUM-Y-TUM-MOKE. I guess she can sign her own name.

Senator CURTIS. Would you like to go back to Oklahoma?

PUM-Y-TUM-MOKE. No, sir.

Senator CURTIS. You would rather live in Mexico than Oklahoma, would you not?

PUM-Y-TUM-MOKE. Yes, sir.

Senator CURTIS. Did you ever deed your land, or sell your land to this man, Mr. Bentley?

PUM-Y-TUM-MOKE. I turned it over to Mr. Bentley.

Senator CURTIS. What for?

PUM-Y-TUM-MOKE. To make up a reservation.

Senator CURTIS. Where?

PUM-Y-TUM-MOKE. In Mexico.

Senator CURTIS. Mah-ka-se-ah is your son?

PUM-Y-TUM-MOKE. Yes, sir.

Senator CURTIS. When did he go to Oklahoma?

PUM-Y-TUM-MOKE. Pretty near a year now.

Senator CURTIS. Was it when you got a payment in Eagle Pass?

PUM-Y-TUM-MOKE. Yes, sir.

Senator CURTIS. That was November a year ago?

PUM-Y-TUM-MOKE. Yes, sir.

Mr. EMBRY. How much money did Mr. Bentley give you when you turned over your allotment to him?

PUM-Y-TUM-MOKE. One hundred dollars.

Mr. EMBRY. Mexican or American?

PUM-Y-TUM-MOKE. American.

Mr. EMBRY. Did you ever turn your allotment over to Mr. Ives, or make a deed to Mr. Ives?

PUM-Y-TUM-MOKE. No, sir.

Mr. EMBRY. What did these policemen tell you they were arresting you for when they arrested you at Sabinas?

PUM-Y-TUM-MOKE. I did not know what I was arrested for.

Mr. EMBRY. Did not you and your husband owe P. Guerra down at Muzquiz for some store bill or something of that kind—for groceries or goods or things that were bought at the store; did you not owe him at the time? Did you not owe Ke-che-che, a merchant?

PUM-Y-TUM-MOKE. No, sir.

The witness was thereupon excused.

KEE-AH-THA-KUM-O-QUA (woman), having been first duly sworn, and her interpreter, Wah-theck-cona, having been similarly sworn, testified as follows:

Senator CURTIS. Are you a Kickapoo Indian?

KEE-AH-THA-KUM-O-QUA. Yes, sir.

Senator CURTIS. How long have you lived in Mexico?

KEE-AH-THA-KUM-O-QUA. Five years.

Senator CURTIS. Who did you come down to Mexico with, your father and mother?

KEE-AH-THA-KUM-O-QUA. My mother.

Senator CURTIS. How old were you then?

KEE-AH-THA-KUM-O-QUA. About 13.

Senator CURTIS. How old are you now, about 20?

KEE-AH-THA-KUM-O-QUA. Yes, sir.

Senator CURTIS. That was five years ago that you came down to Mexico?

KEE-AH-THA-KUM-O-QUA. Yes, sir.

Senator CURTIS. You own some land in Oklahoma, do you?

KEE-AH-THA-KUM-O-QUA. Yes, sir.

Senator CURTIS. Do you know how much?

KEE-AH-THA-KUM-O-QUA. I do not know.

Senator CURTIS. Did you ever see it?

KEE-AH-THA-KUM-O-QUA. No, sir.

Senator CURTIS. Were you down at the camp last year over in Muzquiz in July, when some white men came there to buy land of you Kickapoos?

KEE-AH-THA-KUM-O-QUA. Yes, sir.

Senator CURTIS. Do you know the names of those who came there?

KEE-AH-THA-KUM-O-QUA. I do not know the names.

Senator CURTIS. You do not know any of the names?

KEE-AH-THA-KUM-O-QUA. No, sir.

Senator CURTIS. How many times did the white men who were trying to buy lands come out to the camp?

KEE-AH-THA-KUM-O-QUA. I do not know.

Senator CURTIS. Were there any Indians with them, Mack Johnson or Willie Murdock?

KEE-AH-THA-KUM-O-QUA. I do not know.

Senator CURTIS. Did they come down to the camp to take the Indians up to Guajardo's house; do you remember that?

KEE-AH-THA-KUM-O-QUA. No.

Senator CURTIS. Do you know anything about their coming down there with eight or nine wagons and taking them up town?

KEE-AH-THA-KUM-O-QUA. Yes, sir.

Senator CURTIS. How many coaches were there?

KEE-AH-THA-KUM-O-QUA. I do not know how many there were.

Senator CURTIS. Were there any policemen there?

KEE-AH-THA-KUM-O-QUA. Yes, sir.

Senator CURTIS. How many of them?

KEE-AH-THA-KUM-O-QUA. Several of them.

Senator CURTIS. How many Indians did they take up to Guajardo's house?

KEE-AH-THA-KUM-O-QUA. I do not know.

Senator CURTIS. Was your husband at the camp?

KEE-AH-THA-KUM-O-QUA. He was there.

Senator CURTIS. Did he go up to Muzquiz with the Indians?

KEE-AH-THA-KUM-O-QUA. No, sir.

Senator CURTIS. Did you go up there that day?

KEE-AH-THA-KUM-O-QUA. No, sir.

Senator CURTIS. Did you ever go up to Guajardo's house at Muzquiz?

KEE-AH-THA-KUM-O-QUA. No, sir.

Senator CURTIS. Did you ever sign a deed up there?

KEE-AH-THA-KUM-O-QUA. No, sir.

Senator CURTIS. Did you authorize anyone to sign your name up at Guajardo's house or touch a pen for you?

KEE-AH-THA-KUM-O-QUA. No, sir.

Senator CURTIS. Did anybody give you \$1,000 up there?

KEE-AH-THA-KUM-O-QUA. No, sir.

Senator CURTIS. Did anyone give you any money at camp?

KEE-AH-THA-KUM-O-QUA. No, sir.

Senator CURTIS. Did anyone give you any money at Muzquiz?

KEE-AH-THA-KUM-O-QUA. No, sir.

Senator CURTIS. Did anyone give you any money at Eagle Pass?

KEE-AH-THA-KUM-O-QUA. No, sir.

Senator CURTIS. Did you ever sign a little paper like that [indicating blank check]?

KEE-AH-THA-KUM-O-QUA. No, sir.

Senator CURTIS. In the presence of Mack Johnson and Doctor Conine to draw money out of the Eagle Pass bank?

KEE-AH-THA-KUM-O-QUA. No, sir.

Senator CURTIS. Did you ever authorize anybody to sign your name to draw money out of the West Bank at Eagle Pass?

KEE-AH-THA-KUM-O-QUA. No, sir.

Senator CURTIS. Did you ever deposit or leave any money at the bank?

KEE-AH-THA-KUM-O-QUA. No, sir.

Senator CURTIS. Did you ever ask anybody to put any money there for you?

KEE-AH-THA-KUM-O-QUA. No, sir.

Senator CURTIS. Do you know Tony Alexander, the man with the goat whiskers?

KEE-AH-THA-KUM-O-QUA. Yes, sir; I know him.

Senator CURTIS. Was he around the camp some?

KEE-AH-THA-KUM-O-QUA. Yes, sir.

Senator CURTIS. Did he try to get the Indians to sign a little paper like that [indicating check] to get money out?

KEE-AH-THA-KUM-O-QUA. I do not know whether he did or not.

Senator CURTIS. Do you know Mr. Bentley who is sitting here?

KEE-AH-THA-KUM-O-QUA. Yes, sir.

Senator CURTIS. Did you ever turn your property over to him. You never made a deed to him, did you?

KEE-AH-THA-KUM-O-QUA. No, sir.

Senator CURTIS. Did you ever make a deed to anybody of your land?

KEE-AH-THA-KUM-O-QUA. No, sir.

Senator CURTIS. Did you ever go to school?

KEE-AH-THA-KUM-O-QUA. No, sir.

Senator CURTIS. Do you know Pem-me-pah-hone-quah?

KEE-AH-THA-KUM-O-QUA. Yes.

Senator CURTIS. Is she your sister?

KEE-AH-THA-KUM-O-QUA. Yes, sir.

Senator CURTIS. Was she up at Guajardo's house that time when they all went up, or was she down at the camp with you?

KEE-AH-THA-KUM-O-QUA. She stayed at the camp.

The witness was thereupon excused.

AH-KIS-KUCK, having been first duly sworn, and his interpreter, Wah-theck-cona, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

AH-KIS-KUCK. Ah-kis-kuck.

Senator CURTIS. Is this girl Kee-ah-tha-kum-o-qua your daughter?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. Do you know Doctor Conine?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. And Mr. Grimes?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. And Al Brown?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. Do you know Mr. Chapman?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. Do you know George Outcalt?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. Do you know Mr. Thackery, the United States Indian agent at Shawnee?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. Do you remember Mr. Thackery and Mr. George Outcalt being down at the Kickapoo camp in May and June a year ago?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. Now, about the time they were at the camp these two men, Outcalt and Thackery, did you see Grimes or Doctor Conine or any of those men around the camp?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. What were they doing there, Grimes, Outcalt, Chapman, and Al Brown?

AH-KIS-KUCK. They tried to fool the Indians.

Senator CURTIS. They tried to fool them, how?

AH-KIS-KUCK. They tried to buy their lands.

Senator CURTIS. You mean they tried to get them to sell their lands?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. Were you there when they were talking to the Indians?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. Who was their interpreter?

AH-KIS-KUCK. Mack Johnson.

Senator CURTIS. Who else?

AH-KIS-KUCK. William Murdock.

Senator CURTIS. Who else?

AH-KIS-KUCK. A Nacemiento woman.

Senator CURTIS. When these men, Grimes, Conine, Chapman, Al Brown, and Cal Moore, came to the camp and brought these men with them to interpret, Johnson and Murdock, and the woman, what was their condition, were they drunk or sober?

AH-KIS-KUCK. They were kind of drunk.

Senator CURTIS. Had they been drinking?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. Did they bring anything to drink out to camp?

AH-KIS-KUCK. They carried whisky around.

Senator CURTIS. How much?

AH-KIS-KUCK. I just saw the whisky; that is what I knew; I saw it in the wagon.

Senator CURTIS. Where was the wagon?

AH-KIS-KUCK. It was a hack that they used.

Senator CURTIS. Did you hear them talk to any of the Indians about selling their lands?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. Did they talk to you about having the Indians sell their lands?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. Who talked to you?

AH-KIS-KUCK. Grimes.

Senator CURTIS. What did they want to do—get the other Indians to sell their land?

AH-KIS-KUCK. They were trying to get the Indians to sell their land.

Senator CURTIS. Did the other Indians agree to sell their land?

AH-KIS-KUCK. No, sir.

Senator CURTIS. Did he offer to pay you to help him?

AH-KIS-KUCK. Yes, sir; \$50.

Senator CURTIS. Did he give them any money?

AH-KIS-KUCK. No, sir.

Senator CURTIS. Why did they not pay him?

AH-KIS-KUCK. He did not do what they told him to do.

Senator CURTIS. Did they try to get you to let them stay in your house? Did they want to stay in your house?

AH-KIS-KUCK. They tried to stay at my house.

Senator CURTIS. Did you let them stay there?

AH-KIS-KUCK. No, sir.

Senator CURTIS. Do you know about any of the Indians having been taken up to Guajardo's house?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. Before that time were any of the Indians arrested?

AH-KIS-KUCK. I was with those Indians.

Senator CURTIS. Give their names.

AH-KIS-KUCK. Pah-ko-tah, Kish-kin-e-quote, Noten, and Wah-pe-che-qua.

Senator CURTIS. Were there any other Indians?

AH-KIS-KUCK. That was all.

Senator CURTIS. Why were they arrested?

AH-KIS-KUCK. Because they would not let any Indian sign.

Senator CURTIS. Do you mean they would not let them sign deeds?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. Who arrested them?

AH-KIS-KUCK. Doctor Conine.

Senator CURTIS. Who else?

AH-KIS-KUCK. A Mexican there—a policeman named Mateleo.

Senator CURTIS. How many days did they keep them in jail?

AH-KIS-KUCK. I don't know how many days.

Senator CURTIS. On the morning they took those Indians up to Guajardo's house, how many coaches did they bring down?

AH-KIS-KUCK. Seven.

Senator CURTIS. How many Indians did they take up to Guajardo's?

AH-KIS-KUCK. I did not count them.

Senator CURTIS. About how many?

AH-KIS-KUCK. There were a good many of them.

Senator CURTIS. Were there any police with the coaches?

AH-KIS-KUCK. They were watching us.

Senator CURTIS. The police were watching you?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. State to the committee how the police were armed, or if they were armed. Did they have pistols or swords?

AH-KIS-KUCK. All of them had pistols.

Senator CURTIS. What white men were there that day?

AH-KIS-KUCK. Doctor Conine and Al Brown were there.

Senator CURTIS. Was Grimes there?

AH-KIS-KUCK. He was there.

Senator CURTIS. Was Chapman there?

AH-KIS-KUCK. I do not know that fellow.

Senator CURTIS. Did you go up to Guajardo's house with them?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. Were your daughters, Pem-e-pah-hone-ah-quah and Kee-ah-tha-kum-o-qua, there? Did they go up to the house or stay at the camp?

AH-KIS-KUCK. They stayed at home.

Senator CURTIS. Do you know Kah-ka-to-the-quah?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. Was she there, or did she stay at the camp?

AH-KIS-KUCK. She was not there.

Senator CURTIS. Do you know Mah-me-she-kah-wah?

AH-KIS-KUCK. I know her.

Senator CURTIS. Was she there at the camp or was she at Guajardo's house?

AH-KIS-KUCK. I believe she was there, but I am not sure.

Senator CURTIS. Do you know Tah-pah-she?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. State if she was sick at that time.

AH-KIS-KUCK. She was sick.

Senator CURTIS. Did she go up to Guajardo's or stay at the camp?

AH-KIS-KUCK. She stayed at home.

Senator CURTIS. Where does she live out at the camp with reference to your house—near by or far away?

AH-KIS-KUCK. Her home is close.

Senator CURTIS. Did you see Pum-y-tum-moke?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. Did she stay downstairs or go upstairs?

AH-KIS-KUCK. She was downstairs.

Senator CURTIS. Do you know Mah-ta-pene?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. Do you know where he was on that day?

AH-KIS-KUCK. He was not there at that time.

Senator CURTIS. Where was he?

AH-KIS-KUCK. I heard that he went hunting.

Senator CURTIS. Do you know Ah-na-tha-hah-quah, an old woman?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. Was she there?

AH-KIS-KUCK. She stayed at home.

Senator CURTIS. Do you know Wah-sko-tah?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. How was he on that day—had he been drinking?

AH-KIS-KUCK. He was drunk at that time.

Senator CURTIS. Do you know Mah-squa-ko?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. Was she there or did she stay at the camp?

AH-KIS-KUCK. She stayed at home.

Senator CURTIS. Did the Indians go up to Guajardo's house at any other time?

AH-KIS-KUCK. No, sir.



Senator CURTIS. How many months after that, or how long after that was it before they did go back to Guajardo's house?

AK-KIS-KUCK. Oh, they called them over there, some way.

Senator CURTIS. Did you go at that time?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. Was Tom Smith there?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. Was Joe Whipple there?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. Was Pequa there?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. Was Pah-nah-kah-tho there?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. Were any deeds signed there that day?

AH-KIS-KUCK. No, sir; nobody signed.

Senator CURTIS. Did you sign any deeds there that day?

AH-KIS-KUCK. No, sir.

Senator CURTIS. Did any of the Indians touch pen?

AH-KIS-KUCK. No, sir.

Senator CURTIS. Now the first time they went up, were you upstairs that day yourself?

AH-KIS-KUCK. I did not sign.

Senator CURTIS. I say did you go upstairs?

AH-KIS-KUCK. I went upstairs.

Senator CURTIS. What did they say to the Indians about selling their land—that is, the first time?

AH-KIS-KUCK. They tried to make them sell the land.

Senator CURTIS. What did the Indians say and who talked for them?

AH-KIS-KUCK. Wah-po-ho-ko talked. She said no.

Senator CURTIS. Did any of the Indians sign or touch pen that day when Mack Johnson was present and signed as witness?

AH-KIS-KUCK. No, sir.

Senator CURTIS. Did you hear Mack Johnson read the deeds and explain them to the Indians?

AH-KIS-KUCK. No, sir.

Senator CURTIS. Did you see Mr. George Outcalt up there that day?

AH-KIS-KUCK. No, sir.

Senator CURTIS. Where was he?

AH-KIS-KUCK. He stayed at the saloon.

Senator CURTIS. Did you see him up at Guajardo's house?

AH-KIS-KUCK. I did not see him there.

Senator CURTIS. But did you see him at the saloon?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. Did you see Outcalt frequently at the saloon?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. Did he ever talk to you about the lands?

AH-KIS-KUCK. No, sir.

Senator CURTIS. Do you know an old woman named Kah-ke-ne-peah?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. When did she come down there to the camp?

AH-KIS-KUCK. Last winter, I think, nearly a year ago.

Senator CURTIS. A year ago?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. Please describe to the committee how she was; was she sick?

AH-KIS-KUCK. Yes, sir; she was sick.

Senator CURTIS. How did they bring her out there?

AH-KIS-KUCK. Grimes brought her out to the camp.

Senator CURTIS. Was she brought out in a wagon?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. Did she die there?

AH-KIS-KUCK. I left before she died.

Senator CURTIS. Did you and your wife go to Eagle Pass?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. What occurred at the time you and your wife went to Eagle Pass?

AH-KIS-KUCK. We came down here for Bentley.

Senator CURTIS. Did Grimes take you and your wife to Eagle Pass?

AH-KIS-KUCK. Yes, sir; Grimes went with me.

Senator CURTIS. What did Grimes try to get you to do?

AH-KIS-KUCK. Grimes said that Bentley was going to cheat us.

Senator CURTIS. And told you not to sell to Bentley?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. Did he try to get you to sell to him—Grimes; did Grimes ask you and your wife to sell your lands to him—Grimes?

AH-KIS-KUCK. He tried to do so.

Senator CURTIS. Did you refuse to sell to Grimes?

AH-KIS-KUCK. I did not sell.

Senator CURTIS. Did you sell to Chapman?

AH-KIS-KUCK. No, sir.

Senator CURTIS. Did your wife sell to Chapman?

AH-KIS-KUCK. No, sir.

Senator CURTIS. Did Grimes or Chapman or those other people ever give you any money for your land?

AH-KIS-KUCK. No, sir.

Senator CURTIS. Did they put any money in the bank for you?

AH-KIS-KUCK. No, sir.

Senator CURTIS. Did you ever draw any money out of the bank—you or your wife?

AH-KIS-KUCK. No, sir.

Senator CURTIS. Why did you sell to Bentley?

AH-KIS-KUCK. I hated to stay over there at Oklahoma, and that is the reason I turned it over to Mr. Bentley.

Senator CURTIS. What was Mr. Bentley to do with the property?

AH-KIS-KUCK. He was to make up a reservation out here in Mexico.

Senator CURTIS. Did Bentley pay you any money?

AH-KIS-KUCK. Yes, sir.

Senator CURTIS. How much money did Bentley pay you?

AH-KIS-KUCK. One hundred dollars.

Senator CURTIS. Mexican or gold?

AH-KIS-KUCK. American money.

Senator CURTIS. Has Mr. Bentley given you any money since?

AH-KIS-KUCK. No, sir.

Senator CURTIS. Who induced you to go to Mexico?

AH-KIS-KUCK. Nobody.

Senator CURTIS. Would you rather live in Mexico or in Oklahoma?

AH-KIS-KUCK. I would rather stay in Mexico.

Mr. BENTLEY. You have testified that you have two daughters?

AH-KIS-KUCK. Yes, sir; there are three of them.

Mr. BENTLEY. Kee-ah-tha-kum-o-quah, Pem-epah-hone-ah-quah, and Ni-ah-ke-peah?

AH-KIS-KUCK. Yes, sir.

Mr. BENTLEY. Did you ever get any lease money from Oklahoma for your children?

AH-KIS-KUCK. No, sir.

Mr. BENTLEY. Do you know anything about your children having guardians in Oklahoma?

AH-KIS-KUCK. I know there were guardians.

Mr. BENTLEY. But did the guardians ever give you any money to buy them clothes or feed them—any lease money?

AH-KIS-KUCK. I did not get a cent of it.

Mr. BENTLEY. Since you came from Oklahoma first you have not received a cent of it?

AH-KIS-KUCK. Not since you quit, Mr. Bentley.

Mr. BENTLEY. You have not received any money since you quit?

AH-KIS-KUCK. No, sir; not for them.

Mr. BENTLEY. Do you know how much each one of your girls' allotment brought a year in Oklahoma, and how much they were to get, and ought to have gotten?

AH-KIS-KUCK. All of them \$200 a year each.

The CHAIRMAN. Two hundred dollars apiece?

AH-KIS-KUCK. Yes, sir.

Mr. BENTLEY. Do you know who the guardian is up there and where he lives?

AH-KIS-KUCK. No, sir; I do not know him.

Mr. EMBRY. You remember when you got your Government money down at Eagle Pass last fall that you gave Mr. Bentley some of it, did you not?

AH-KIS-KUCK. I do not know that time.

Mr. EMBRY. Did you get any money down there last November from Mr. Bonnett, at Eagle Pass—what was it they called this money, Mr. Bentley?

Mr. BENTLEY. I suppose you refer to annuity money.

AH-KIS-KUCK. I got it from him.

Mr. EMBRY. You paid Mr. Bentley some of that money, did you not?

AH-KIS-KUCK. Yes, sir.

Mr. EMBRY. How much did you pay him?

AH-KIS-KUCK. I do not know how much; Mr. Bentley will know.

Mr. EMBRY. You saw Mr. Thackery when he was down at Muzquiz, did you not?

AH-KIS-KUCK. I saw him once there.

Mr. EMBRY. Mr. Thackery did not advise you to sell your land, did he?

AH-KIS-KUCK. No, sir.

Mr. EMBRY. Did Mr. Outcalt advise you to sell your land at any time?

Mr. BENTLEY. When you gave me money at Eagle Pass I gave you some little papers back, did I not?

AH-KIS-KUCK. Yes, sir.

Mr. BENTLEY. One hundred for you, 100 for your wife, and 100 for each of you—four papers?

AH-KIS-KUCK. Yes, sir.

Mr. BENTLEY. What did you do with those papers?

AH-KIS-KUCK. I spent it all.

Mr. BENTLEY. You went with the papers afterwards and drew the money?

AH-KIS-KUCK. Yes, sir.

Mr. BENTLEY. And spent it?

AH-KIS-KUCK. Yes, sir.

Mr. BENTLEY. Then I loaned you \$100 after that, did I not?

AH-KIS-KUCK. You loaned it to me; yes, sir.

The witness was thereupon excused, and at 6 o'clock p. m. the committee took an adjournment until to-morrow, November 9, 1907, at 9 o'clock p. m. at the same place, Douglas, Ariz.

DOUGLAS, ARIZ., *November 9, 1907.*

The subcommittee met at 9 o'clock a. m.

Present: Senators Teller (chairman) and Curtis; also Mr. John Embry, United States attorney for Oklahoma; and Mr. Martin J. Bentley, representing the Mexican Kickapoo Indians.

JOHN PECAN, having been first duly sworn, testified as follows:

Senator CURTIS. What tribe of Indians do you belong to?

JOHN PECAN. I am a Shawnee Indian with the Kickapoos.

Senator CURTIS. How long have you been in Mexico?

JOHN PECAN. About two years.

Senator CURTIS. Have you an allotment?

JOHN PECAN. I have; yes, sir.

Senator CURTIS. Where is it?

JOHN PECAN. Over at Oklahoma.

Senator CURTIS. How long since you have lived on it?

JOHN PECAN. I was born over there; I have been there ever since.

Senator CURTIS. At Shawnee?

JOHN PECAN. Yes, sir.

Senator CURTIS. Then you lived on it until two years ago?

JOHN PECAN. Yes, sir; I came here two years ago to Mexico.

Senator CURTIS. How did you happen to come to Mexico; what made you come; did anybody ask you to come?

JOHN PECAN. Nobody; I just came to see the country.

Senator CURTIS. Have you ever been back to Shawnee since you came here two years ago?

JOHN PECAN. No, sir.

Senator CURTIS. Do you know Mr. Thackery, the United States Indian agent?

JOHN PECAN. Yes, sir.

Senator CURTIS. Do you know George Outcalt?

JOHN PECAN. Yes, sir; I know him.

Senator CURTIS. The man who was down at Muzquiz a year ago last May and June?

JOHN PECAN. Yes, sir.

Senator CURTIS. Do you know Mr. Grimes?

JOHN PECAN. Yes, sir.

Senator CURTIS. And the young Grimes?

JOHN PECAN. Yes, sir.

Senator CURTIS. Do you know Mr. Chapman?

JOHN PECAN. Yes, sir.

Senator CURTIS. Do you know Al Brown?

JOHN PECAN. Yes, sir.

Senator CURTIS. Do you know Doctor Conine?

JOHN PECAN. Yes, sir; he lived at Mexico.

Senator CURTIS. He lives at Muzquiz, does he?

JOHN PECAN. Yes, sir.

Senator CURTIS. Were you at the camp when Mr. Thackery and Mr. Outcalt came out there along the last of May, 1906?

JOHN PECAN. Yes, sir.

Senator CURTIS. I wish you would state to the committee what occurred while they were out there.

JOHN PECAN. The first time he came he came with George Outcalt, that big fellow; he came with him; he was riding in a buggy. He came in the camp and stopped the buggy at Ahnesshenenne, and I went over there to see him. I saw that buggy coming and I went over to see him.

Senator CURTIS. You went over to see Mr. Thackery?

JOHN PECAN. Yes, sir; and I said, "What did you come for?" He said that he came to see some Kickapoo people. I said, "What do you want to see them for?" He said he wanted to see them to get some money—lease money—and he said if somebody would get some lease money he would help to sign some papers, and these Indians did not want to do so. They were afraid of him.

Senator CURTIS. What Indians?

JOHN PECAN. The Kickapoos.

Senator CURTIS. Do you know the names of any?

JOHN PECAN. All of them; all of those fellows. They were afraid of him. They were afraid they would lose their land. That is the reason they did not want to sign for Thackery. He said, "If you want to talk to me, come over on the river;" and he picked up and went over there to the creek, and he came back and said he wanted a council with some of the Kickapoos, and the Kickapoos were afraid of him, and they did not want to sign at all, these Kickapoos, and afterwards he went over there and Wahpahchequa said, "You had better get out of the camp." He did not want them in there, and the next morning Mr. Thackery pulled out for the town of Muzquiz, and he got there. He stayed about three or four days, something like that, and then he was gone—that is, Thackery.

Senator CURTIS. Where did he go?

JOHN PECAN. He went back to the United States; and after a while—I do not know how many months he was coming—it was Grimes, and he had with him three American boys, one named Johnson.

Mr. BENTLEY. Russell Johnson?

JOHN PECAN. Yes, sir; and another fellow—a little stout fellow.

Senator CURTIS. Cal Moore?

JOHN PECAN. Yes, sir.

Senator CURTIS. Who else?

JOHN PECAN. And Doctor Conine was there—four of them when I saw them.

Senator CURTIS. Did they have any interpreter with them?

JOHN PECAN. No, sir; not at that time. After a while he picked him up—Mack Johnson.

Senator CURTIS. What occurred the first time they came out?

JOHN PECAN. He said he wanted to see the Indians.

Senator CURTIS. What Indians?

JOHN PECAN. The Kickapoo Indians. He wanted to see the people. He said to me, "Will you interpret for me?" I told him no. He said, "I will give you some money." I told him I needed money, and he said, "Come on." I was with him at the saloon and he paid for the beer bottles, 8 bottles. He set them up to some boys there, Ahnesshenenne and Mack Johnson, and he would give them some stuff to drink, and after a while he said again, "What do you want?" Mack Johnson said he wanted some whisky and he would pay for some for Grimes, and he said to me, "Do you want a drink?" and I said "Yes," and he gave me a drink, and after I got the drink he said, "Are you going?" and Ahnesshenenne said, "Yes," and I went over to the hotel. He was right there and he paid for something to eat. The first time he came and said, "I want to talk with some Indians." He wanted to buy some lands, and the Indians said they did not want to sell any lands. I told him I could not understand English much, and he quit me. He spent about \$5 right there. I went home, and two or three days afterwards he came in a buggy. All of them came there.

Senator CURTIS. Who were they?

JOHN PECAN. Grimes and a little, short, American fellow named Cal Moore.

Senator CURTIS. Was Chapman there?

JOHN PECAN. No, sir; not that fellow; and Brown—three fellows.

Senator CURTIS. And Doctor Conine?

JOHN PECAN. Yes, sir; and he stopped in there and asked me about it.

Senator CURTIS. Was Outcalt with them at that time?

JOHN PECAN. No, sir; he was not there. He went back to Muzquiz. He wanted to get the Indians to sign. He had some papers.

Senator CURTIS. You mean Outcalt had some papers?

JOHN PECAN. Yes, sir.

Senator CURTIS. Tell us about the other people. We will ask you about Outcalt later on.

JOHN PECAN. He told them he wanted them to sign some papers; he wanted to buy some lands from the Kickapoos.

Senator CURTIS. Who said that?

JOHN PECAN. Outcalt. The Indians did not want to sell at all. They were afraid, and did not want to sell their lands.

Senator CURTIS. You said Outcalt was not out there?

JOHN PECAN. No, sir; he was not there that day.

Senator CURTIS. I want to ask you now if you are talking about Grimes, we want to know what Grimes said the second time, and also Doctor Conine, and those people.

JOHN PECAN. He told him he wanted them to sign papers. He brought some papers with him.

Senator CURTIS. What for?

JOHN PECAN. To sign. He wanted to buy some Kickapoo land, and these Kickapoos said they did not want to sell the land.

Senator CURTIS. Who were the Kickapoos?

JOHN PECAN. Those that lived right here.

Senator CURTIS. All of them, you mean?

JOHN PECAN. Yes, sir; all of them, and Mack Johnson was with them as interpreter for them.

Senator CURTIS. Did they have any other interpreter?

JOHN PECAN. No, sir; not at that time, and he went away, and the Indians did not sign. There were a few Indians that he took to Muzquiz.

Senator CURTIS. How many did he take up?

JOHN PECAN. I do not know—about 14.

Senator CURTIS. Do you know who they were?

JOHN PECAN. Pah-pa-the-pe was one.

Senator CURTIS. Were there any others?

JOHN PECAN. Ah-ten-y-tuck and Mack Johnson and others.

Senator CURTIS. Now tell the committee what occurred.

JOHN PECAN. He took the Indians down there; they went over there.

Senator CURTIS. Went over to Muzquiz?

JOHN PECAN. No, sir.

Senator CURTIS. You say they did not go?

JOHN PECAN. No, sir.

Senator CURTIS. Those two Indians did not go. You mean the other Indians did not go?

JOHN PECAN. No, sir.

Senator CURTIS. Now state what occurred; did you go down with them?

JOHN PECAN. No, sir; I did not go.

Senator CURTIS. Tell the committee about the next time they came.

JOHN PECAN. The next time they came in lots of buggies.

Senator CURTIS. You mean coaches?

JOHN PECAN. Yes, sir.

Senator CURTIS. About how many?

JOHN PECAN. About 6 of them, I guess—6 buggies.

Senator CURTIS. What did they do? They came in the nighttime?

JOHN PECAN. They came in the night; yes, sir; at sundown.

Senator CURTIS. Did they stay all night?

JOHN PECAN. Yes, sir; they stayed all night. They had buggies.

Senator CURTIS. What did they do that night?

JOHN PECAN. They got some boys and brought them some mescal.

Senator CURTIS. Did Mr. Field and Mr. Joe Clark and Mr. Bentley come in the camp that night?

JOHN PECAN. That time—the first time they came—they were not there, those fellows.

Senator CURTIS. The last time you speak of were these men there with Mr. Clark and Mr. Bentley and Mr. Field that night at some of the tents?

JOHN PECAN. Yes, sir; they were there.

Senator CURTIS. State what occurred between Grimes, Conine, and Chapman and these people that time when they came out in the coaches.

JOHN PECAN. Mr. Bentley was right there at the camp.

Senator CURTIS. State what was done by the Grimes people that night. You said they brought some mescal out there?

JOHN PECAN. Yes, sir; they brought some mescal and gave it to some boys, and away in the night Grimes and the other fellows took them in the coach with some girls and took them down to Muzquiz. It was pretty nearly daylight when they came back again.

Senator CURTIS. Do you mean Indian girls?

JOHN PECAN. Yes, sir; Nacimiento Mexican Kickapoo girls.

Senator CURTIS. Then they came back again before morning?

JOHN PECAN. Yes, sir.

Senator CURTIS. What did they do the next morning?

JOHN PECAN. They tried to counsel with them—with the Indians, the Kickapoos.

Senator CURTIS. Did they have a council?

JOHN PECAN. No, sir; they did not have a council. Mr. Bentley counseled with them.

Senator CURTIS. Did they leave there that morning or did they take any Indians up town?

JOHN PECAN. They took the Indians and they all went back.

Senator CURTIS. Were they in buggies or in coaches taking any Indians?

JOHN PECAN. Yes, sir; only these few; his friends, I called them.

Senator CURTIS. When was the next time they came out?

JOHN PECAN. They came out about two days afterwards. They came again and the Indians did not want to go up town.

Senator CURTIS. Did they ask them to go up town?

JOHN PECAN. Yes, sir.

Senator CURTIS. And the Indians refused to go?

JOHN PECAN. They would not go. They said they had no money to pay for the coach.

Senator CURTIS. What did Grimes say?

JOHN PECAN. Grimes said all right; if you do not want to go you will have to go anyhow.

Senator CURTIS. Did they take them in?

JOHN PECAN. No, sir; they went back to Muzquiz.

Senator CURTIS. Were any Indians arrested at that time?

JOHN PECAN. The policemen came there.

Senator CURTIS. The policeman came back?

JOHN PECAN. Yes, sir.

Senator CURTIS. Whom did they arrest?

JOHN PECAN. They arrested lots of them, I do not know how many; I did not count them. There were two or three wagons and several coaches. They were nearly all taken out there.

Senator CURTIS. Did you go down to town with them?

JOHN PECAN. Yes, sir; I rode with them.



Senator CURTIS. That morning they came out and took the Indians uptown, and, as you say, arrested them?

JOHN PECAN. Yes, sir.

Senator CURTIS. How many coaches did they bring out?

JOHN PECAN. About six.

Senator CURTIS. Six coaches?

JOHN PECAN. Yes, sir.

Senator CURTIS. Now state if at any time Grimes and Conine and Chapman and those men came out and took any Indians in wagons over to the train, and took them to Eagle Pass.

JOHN PECAN. Yes, sir; they took them.

Senator CURTIS. Now tell the committee about that.

JOHN PECAN. I do not know how many. They was passing down the road. Our camp was close to the road.

Senator CURTIS. They passed you coming?

JOHN PECAN. Yes, sir.

Senator CURTIS. Do you remember any of the Indians that were in that wagon?

JOHN PECAN. I do not know how many he took down there.

Senator CURTIS. Do you remember any of them at all? Are there any in this room that he took over to Eagle Pass, or started with to Eagle Pass? Did he try to take that boy at the side of you?

JOHN PECAN. Yes, sir.

Senator CURTIS. What is his name?

JOHN PECAN. Wah-theck-cona.

Senator CURTIS. Was Kena-ko-thet with them?

JOHN PECAN. I don't know how many there were. I was in camp, and he was passing there. There were lots of them.

Senator CURTIS. Now tell us about the time they came out with the six coaches and took you all down. You went with them, did you?

JOHN PECAN. Yes, sir.

Senator CURTIS. Did you go to Guajardo's house?

JOHN PECAN. Yes, sir.

Senator CURTIS. State what occurred, how they came, and whether there were any policemen along, and what white men were there.

JOHN PECAN. Doctor Conine.

Senator CURTIS. Who else?

JOHN PECAN. And that little fellow, Cal Moore.

Senator CURTIS. And two policemen?

JOHN PECAN. Yes, sir.

Senator CURTIS. Was Al Brown there?

JOHN PECAN. Yes, sir; he was at Muzquiz.

Senator CURTIS. What interpreter acted for them that day?

JOHN PECAN. I do not know. They did not want to let me go upstairs.

Senator CURTIS. I mean out at the camp, before you got up to the house, what interpreter did they have?

JOHN PECAN. They wanted to take the Indians down——

Senator CURTIS. I say, what interpreter did they have who talked for them?

JOHN PECAN. Mack Johnson.

Senator CURTIS. How many Indians did they take up to Guajardo's house?

JOHN PECAN. I do not know how many, I did not count; just lots of them.

Senator CURTIS. Did the policemen have any arms on them, guns or pistols or swords?

JOHN PECAN. Yes, sir; pistols, and they had some guns.

Senator CURTIS. What did the white men have?

JOHN PECAN. Pistols.

Senator CURTIS. Where was Chapman that day. Uptown or down at the camp?

JOHN PECAN. He was upstairs.

Senator CURTIS. Now, you say you went up to Guajardo's house?

JOHN PECAN. Yes, sir; I was there with them.

Senator CURTIS. You went with them, did you?

JOHN PECAN. Yes, sir.

Senator CURTIS. Did you go upstairs with them?

JOHN PECAN. They would not let me go. I said I was no Kickapoo, but they would not let me go. I went there and was standing at the door.

Senator CURTIS. Some of the women folks stayed at the camp, did they?

JOHN PECAN. Yes, sir; some of them.

Senator CURTIS. And you did not go upstairs, you say?

JOHN PECAN. No, sir.

Senator CURTIS. Do you know this woman, Mesheka?

JOHN PECAN. Yes, sir.

Senator CURTIS. Was she up at Guajardo's house, or was she out at the camp?

JOHN PECAN. She stayed at the camp.

Senator CURTIS. Who told you you could not go upstairs?

JOHN PECAN. Grimes, and that judge over there at Guajardo's.

Senator CURTIS. Judge Lobo?

JOHN PECAN. Guajardo; he told me I could not go upstairs.

Senator CURTIS. How about Kah-kah-to-the-qua?

JOHN PECAN. She stayed at the camp.

Senator CURTIS. How about Peme-pah-ho-neah-quah, this girl here?

JOHN PECAN. She was at the camp.

Senator CURTIS. How about Kee-ah-tha-com-o-ke-quah?

JOHN PECAN. She stayed at the camp.

Senator CURTIS. She was not up there at all that day?

JOHN PECAN. No, sir.

Senator CURTIS. How about Tah-pah-she.

JOHN PECAN. She got sick. She is an old lady.

Senator CURTIS. Did you see Pum-y-tum-moke there?

JOHN PECAN. Yes, sir; they took her down there.

Senator CURTIS. Did she stay in the yard or go upstairs?

JOHN PECAN. She stayed in the yard.

Senator CURTIS. Did you see her in the yard?

JOHN PECAN. Yes, sir; she was there.

Senator CURTIS. Did you see her go upstairs?

JOHN PECAN. No, sir.

Senator CURTIS. Were you there in the yard all the time?

JOHN PECAN. Yes, sir; part of the time.

Senator CURTIS. While you were there you say the woman did not go upstairs that I have just named?

JOHN PECAN. No, sir.

Senator CURTIS. Do you know Pah-e-nah?

JOHN PECAN. Yes, sir.

Senator CURTIS. Where was she?

JOHN PECAN. Right in the yard.

Senator CURTIS. Was she up there, or did she stay in the camp?

JOHN PECAN. She was in the yard.

Senator CURTIS. You say Pah-e-nah was in the yard?

JOHN PECAN. Yes, sir.

Senator CURTIS. At Guajardo's house?

JOHN PECAN. Yes, sir.

Senator CURTIS. She was at Guajardo's house in the yard?

JOHN PECAN. Yes, sir.

Senator CURTIS. Do you know Mah-ta-pene?

JOHN PECAN. He was not there.

Senator CURTIS. Do you know Paw-kaw-kah, the deaf and dumb Indian?

JOHN PECAN. Yes, sir; he was there.

Senator CURTIS. Was he upstairs or in the yard?

JOHN PECAN. I saw him in the yard. He did not go in the house. He was just standing outside.

Senator CURTIS. Can he talk?

JOHN PECAN. He can not talk.

Senator CURTIS. Can Make Johnson talk to him or make him understand?

JOHN PECAN. No, sir.

Senator CURTIS. Can any Indian out there, except his brother, or relative, Johnny Mine, with whom he stays, make him understand?

JOHN PECAN. No, sir; he can not make him understand much.

Senator CURTIS. He can not make him understand?

JOHN PECAN. No, sir; not much.

Senator CURTIS. Now, there is Ah-na-tha-ha-qua. Was she there?

JOHN PECAN. Yes, sir; she was there.

Senator CURTIS. Did she stay at camp or go up to the house?

JOHN PECAN. She went up; yes, sir.

Senator CURTIS. Are you sure about that?

JOHN PECAN. Yes, sir.

Senator CURTIS. Did you see her there?

JOHN PECAN. I saw her.

Senator CURTIS. How about Mah-squa-ko?

JOHN PECAN. I did not see her.

Senator CURTIS. Was Panatho there?

JOHN PECAN. I did not see her.

Senator CURTIS. She was dead, as a matter of fact, was she not, and could not have been there?

JOHN PECAN. I think so; I can not tell.

Mr. BENTLEY. You have never seen her in Mexico, have you?

JOHN PECAN. No, sir.

Senator CURTIS. Did you hear them talk to the Indians there that day, or were you so far away that you could not hear what they said?

JOHN PECAN. I was too far away. They would not let me up.

Senator CURTIS. How long did the Indians stay at Guajardo's house?

JOHN PECAN. Just about this one day. About 5 o'clock they turned them loose.

Senator CURTIS. Where did they go when they were turned loose?

JOHN PECAN. They went into the town.

Senator CURTIS. Did they voluntarily go to their camp?

JOHN PECAN. Yes, sir.

Senator CURTIS. What, if anything, did they say, having refused to sign deeds or having signed deeds?

JOHN PECAN. They wanted to make them sign deeds; they wanted to buy some land.

Senator CURTIS. Whom do you mean?

JOHN PECAN. Grimes.

Senator CURTIS. Grimes wanted to buy lands?

JOHN PECAN. Yes, sir.

Senator CURTIS. What did the Indians say about it? Did they say they had sold that day or had not sold?

JOHN PECAN. The Indians said they never signed anyhow. They told them they did not want to sell.

Senator CURTIS. Did you see any Indians brought there that day from jail?

JOHN PECAN. Yes, sir.

Senator CURTIS. Who were they?

JOHN PECAN. That is one—they got him down to—

Senator CURTIS. No, that very day that you were up at Guajardo's house, did they bring any Indians up there from jail; did they bring this old man here?

JOHN PECAN. Pah-ko-tah; yes, sir. He went to jail. I saw him.

Senator CURTIS. No; that very day that you were up at Guajardo's house?

JOHN PECAN. Yes, sir. This fellow was arrested the next day. They arrested them and put them in jail, and the next morning they called all of them up to the house.

Senator CURTIS. While the Indians were at Guajardo's house, did they bring him up from the jail?

JOHN PECAN. Yes, sir.

Senator CURTIS. Who else did they bring with him; what other Indians?

JOHN PECAN. This one.

Senator CURTIS. What is his name?

JOHN PECAN. Pah-ko-tah.

Senator CURTIS. What other Indian who was with him was taken from the jail?

JOHN PECAN. Jim Deer was taken there.

Senator CURTIS. Was Wahpahchequa taken up there?

JOHN PECAN. Yes, sir.

Senator CURTIS. You say they were brought up to Guajardo's house by the policemen that day?

JOHN PECAN. Yes, sir; the policemen brought them.

Senator CURTIS. Now, you all went out to camp that night. When did these people next come out there?

JOHN PECAN. What people, the Indians?

Senator CURTIS. No; Grimes, Conine, and Chapman.

JOHN PECAN. They came up there pretty nearly every day.

Senator CURTIS. They came out pretty nearly every morning, you say?

JOHN PECAN. Yes, sir.

Senator CURTIS. State what they brought with them.

JOHN PECAN. They had whisky all the time.

Senator CURTIS. They brought whisky all the time?

JOHN PECAN. Yes, sir.

Senator CURTIS. What interpreters did they use? Mack Johnson?

JOHN PECAN. Mack Johnson; yes, sir.

Senator CURTIS. Who talked for them?

JOHN PECAN. The Kickapoos through Mack Johnson.

Senator CURTIS. Did Kishketon talk for them?

JOHN PECAN. Yes, sir; George Kishketon.

Senator CURTIS. And Dudley Shawnee?

JOHN PECAN. No, sir; I do not think Dudley Shawnee was there.

Senator CURTIS. Those two Indians talked for them, did they?

JOHN PECAN. Yes, sir.

Senator CURTIS. State whether or not they kept the Indians drunk out there?

JOHN PECAN. Yes, sir.

Senator CURTIS. Was William Murdock acting as interpreter?

JOHN PECAN. Yes, sir; he interpreted sometimes.

Senator CURTIS. Did they take the Indians up to Guajardo's house at any time along about a month after that?

JOHN PECAN. No, sir; I saw them once; that was all.

Senator CURTIS. Do you remember Joe Whipple?

JOHN PECAN. Yes, sir.

Senator CURTIS. Did he come there and act as interpreter for Grimes, or some other man?

JOHN PECAN. I did not see him that time. I was at Eagle Pass.

Senator CURTIS. Did you go to Sabinas on your way to Eagle Pass?

JOHN PECAN. Yes, sir.

Senator CURTIS. Who went with you?

JOHN PECAN. Okemah and Pah-ko-tah and all the families; Annie Pecan and me and Charlie White and Pah-pe-ah-ka, and others.

Senator CURTIS. Did any other Kickapoos go with you?

JOHN PECAN. Yes, sir; Pah-pe-ach and Pahkotah's wife.

Senator CURTIS. Now, what occurred at Sabinas?

JOHN PECAN. When I got to Sabinas I went to buy a ticket for Eagle Pass.

Senator CURTIS. You drove over to Sabinas, did you?

JOHN PECAN. Yes, sir.

Senator CURTIS. Now, what occurred?

JOHN PECAN. They came in on the train. I wanted to get on there and he stopped me.

Senator CURTIS. Did he stop the other Indians too?

JOHN PECAN. Yes, sir.

Senator CURTIS. Who stopped you?

JOHN PECAN. That big fat fellow.

Senator CURTIS. George Outcalt?

JOHN PECAN. Yes, sir; and Al Brown and Doctor Conine.

Senator CURTIS. Who else?

JOHN PECAN. That little short fellow, Cal Moore.

Senator CURTIS. What did they say?

JOHN PECAN. They said, "you can not go."

Senator CURTIS. Did they stop any other Indians?

JOHN PECAN. They stopped all of them; yes, sir. The policemen were with them.

Senator CURTIS. How many policemen were there?

JOHN PECAN. Three.

Senator CURTIS. What did they do with the Indians?

JOHN PECAN. They took them down to jail.

Senator CURTIS. They took them all down to jail, did they?

JOHN PECAN. Yes, sir.

Senator CURTIS. Then what did they do?

JOHN PECAN. It was pretty nearly two hours that they stayed at the jail at Sabinas.

Senator CURTIS. Then what did they do?

JOHN PECAN. They waited for the trains to come. They were coming north.

Senator CURTIS. They put them all in jail?

JOHN PECAN. Yes, sir.

Senator CURTIS. What did they do after the two hours were up?

JOHN PECAN. Nothing.

Senator CURTIS. After the two hours were up did they turn you out?

JOHN PECAN. No, sir; they took me to the depot under guard, and the train was coming, and Mr. Field was in there, and he wanted to speak to me and these Indians, and that big fat fellow stopped him.

Senator CURTIS. George Outcalt?

JOHN PECAN. Yes, sir; he stopped Mr. Field.

Senator CURTIS. Now proceed and state what occurred.

JOHN PECAN. And he put all the Indians in the cars.

Senator CURTIS. Mr. Outcalt put them in the cars?

JOHN PECAN. Yes, sir.

Senator CURTIS. And the policemen?

JOHN PECAN. Yes, sir; they were both sides of the door.

Senator CURTIS. Then where did they take them?

JOHN PECAN. Down to Muzquiz.

Senator CURTIS. Did they take them all the way to Muzquiz on the train?

JOHN PECAN. No, sir.

Senator CURTIS. Tell what they did as you went along down; what did the white men say?

JOHN PECAN. He was with them, Doctor Conine and Brown. They were right in the cars with them.

Senator CURTIS. With whom?

JOHN PECAN. The Indians.

Senator CURTIS. Was Mr. Outcalt in the car?

JOHN PECAN. Yes, sir; all were in the car, and we got off there at Barroteran and stopped over there and stayed all night, and the next morning he asked me if I was going to pay for it. I told him I did not want to pay for it. I said "you arrested me."

Senator CURTIS. Who said that?

JOHN PECAN. The Mexican policeman. I said, "I do not want to pay for it all." He took me down to Muzquiz or about 10 miles this side of Muzquiz and stopped that train. There was a big rain and washout at the bridge, and he put me in jail again at this little town, Minor.

Senator CURTIS. Did they put the other Indians in?

JOHN PECAN. Yes, sir; all of them.

Mr. BENTLEY. Minor, was that the name of the town?

JOHN PECAN. Yes, sir; he put me in there.

Senator CURTIS. You mean he put all the Indians in there?

JOHN PECAN. Yes, sir; all the Indians, and the next morning he took us out to walk.

Senator CURTIS. Where did they have to walk?

JOHN PECAN. About 10 miles from Muzquiz.

Senator CURTIS. What was the condition of the road?

JOHN PECAN. The mud was about a foot deep.

Senator CURTIS. How many Indians, women and children, were there?

JOHN PECAN. Lots of them.

Senator CURTIS. Who was along when they walked across there?

JOHN PECAN. The policeman.

Senator CURTIS. Was Conine there?

JOHN PECAN. No, sir.

Senator CURTIS. Was Outcalt there?

JOHN PECAN. No, sir.

Senator CURTIS. They did not walk over?

JOHN PECAN. No, sir.

Senator CURTIS. They stayed and went over on the train, did they?

JOHN PECAN. Yes, sir.

Senator CURTIS. What did the policemen do with you?

JOHN PECAN. They just followed us.

Senator CURTIS. Did they take you to jail at Muzquiz?

JOHN PECAN. Yes, sir.

Senator CURTIS. All of you?

JOHN PECAN. All of us.

Senator CURTIS. How long did they keep you in jail that time?

JOHN PECAN. One day and one night, until the next morning about 9 o'clock. It cost the Indians \$25 to get out.

Senator CURTIS. Did it cost \$25 for all of you to get out?

JOHN PECAN. Yes, sir.

Senator CURTIS. Who paid it?

JOHN PECAN. Pakotah, Okemah, and me.

Senator CURTIS. You three paid \$25?

JOHN PECAN. Yes, sir.

Senator CURTIS. To get all the Indians out?

JOHN PECAN. Yes, sir.

Senator CURTIS. Then what did you do?

JOHN PECAN. We went to camp.

Senator CURTIS. Do you know George Outcalt?

JOHN PECAN. Yes, sir.

Senator CURTIS. State how many times he was out at the camp; if he was out there more than one time with Doctor Conine and Grimes and that crowd of fellows.

JOHN PECAN. Yes, sir; two or three times; three times.

Senator CURTIS. With these men?

JOHN PECAN. Yes, sir.

Senator CURTIS. What did he say to you people, if anything, about selling your land?

JOHN PECAN. He said he wanted to buy some land. He wanted to buy some Mexican land.

Senator CURTIS. Outcult said that, did he?

JOHN PECAN. Yes, sir.

Senator CURTIS. Did he say anything about wanting to pay the Indians the lease money?

JOHN PECAN. No, sir.

Senator CURTIS. He wanted to see them about their selling their land; that was all he said, was it?

JOHN PECAN. Yes, sir.

Senator CURTIS. Do you know that old sick woman who came out there, Kah-ke-ne-peah?

JOHN PECAN. Yes, sir.

Senator CURTIS. Were you there when she was brought to camp?

JOHN PECAN. Yes, sir.

Senator CURTIS. What was her condition?

JOHN PECAN. She was sick.

Senator CURTIS. How sick?

JOHN PECAN. She was sick around the back.

Senator CURTIS. Could she walk?

JOHN PECAN. No, sir.

Senator CURTIS. Could she climb in and out of a wagon?

JOHN PECAN. They had to lift her out.

Senator CURTIS. How long was she at the camp?

JOHN PECAN. A long time.

Senator CURTIS. Were you there when she died?

JOHN PECAN. No, sir.

Senator CURTIS. While you were there was she taken away to any place to sign a deed?

JOHN PECAN. They did not take her anywhere. She did not go anywhere.

Senator CURTIS. When did you leave there?

JOHN PECAN. When these Indians left.

Senator CURTIS. You left there May 6th, of this year, 1907, did you?

JOHN PECAN. Yes, sir.

Senator CURTIS. Do you know about this young Indian, Mah-ka-se-ah; do you remember his going up to Oklahoma in November?

JOHN PECAN. Yes, sir.

Senator CURTIS. Do you remember when he bought a ticket to go to Oklahoma?

JOHN PECAN. Yes, sir.

Senator CURTIS. Did you interpret for him?

JOHN PECAN. Yes, sir.

Senator CURTIS. Who bought the ticket for him?

JOHN PECAN. Mr. Bentley.

Senator CURTIS. Did you interpret for him?

JOHN PECAN. Yes, sir.



Senator CURTIS. Do you remember when that was he went home, what month?

JOHN PECAN. I did not pay any attention to it.

Senator CURTIS. Was it the day he got his pay; the day these Indians got their money at Eagle Pass?

JOHN PECAN. Yes, sir.

Senator CURTIS. That was the 22d of November, 1906?

JOHN PECAN. Yes, sir.

Senator CURTIS. He left then for Oklahoma?

JOHN PECAN. Yes, sir.

Senator CURTIS. Did you see him get on the train?

JOHN PECAN. Yes, sir.

Senator CURTIS. Did he come back there in January?

JOHN PECAN. No, sir.

Senator CURTIS. He has not been back there since, has he?

JOHN PECAN. No, sir; not since that time.

Senator CURTIS. Do you know Tony Alexander?

JOHN PECAN. Yes, sir.

Senator CURTIS. Do you know Mack Johnson?

JOHN PECAN. Yes, sir.

Senator CURTIS. George Kishketon?

JOHN PECAN. Yes, sir.

Senator CURTIS. Do you remember their being out there in January, 1907, trying to get the Indians to sign checks?

JOHN PECAN. Yes, sir.

Senator CURTIS. What did they say to the Indians?

JOHN PECAN. They said they wanted to take them down to Eagle Pass and wanted to make them sign checks to get money.

Senator CURTIS. Was Doctor Conine there?

JOHN PECAN. Yes, sir.

Senator CURTIS. Did they go to Eagle Pass with them and sign checks?

JOHN PECAN. No, sir; they did not go.

Senator CURTIS. Did they sign checks out there at camp that day?

JOHN PECAN. No, sir.

Senator CURTIS. Or at Santos's house, the Mexican judge's house? Did they sign any checks there?

JOHN PECAN. No, sir; the Indians never signed.

Senator CURTIS. Did you see the amount of the checks—about what size they were?

JOHN PECAN. No, sir; I did not see them. The Indians never signed.

Senator CURTIS. You know that the Indians never signed?

JOHN PECAN. Yes, sir.

Senator CURTIS. What did they call Alexander, the fellow with the goat whiskers?

JOHN PECAN. They called him Coyote.

Senator CURTIS. Did you sell your land?

JOHN PECAN. No, sir.

Senator CURTIS. What have you done with your land in Oklahoma?

JOHN PECAN. Mr. Bentley has it.

Senator CURTIS. How much land do you own in Oklahoma?

JOHN PECAN. Eighty acres.

Senator CURTIS. What is it worth?

JOHN PECAN. About \$2,000.

Senator CURTIS. What did you turn it over to Mr. Bentley for?

JOHN PECAN. I told him to go and sell it. I hired him to sell it.

Senator CURTIS. What is he going to do with the money when he sells it?

JOHN PECAN. I want to get a place in Mexico.

Senator CURTIS. Would you rather be in Mexico than over here?

JOHN PECAN. It is good country there for Indians.

Senator CURTIS. How is it good?

JOHN PECAN. It is good hunting.

Senator CURTIS. It is pretty dry, is it not?

JOHN PECAN. No, sir; it has plenty of water.

Senator CURTIS. Over across the river?

JOHN PECAN. Yes, sir.

Senator CURTIS. You came across the river with the Indians, did you not?

JOHN PECAN. Yes, sir.

Senator CURTIS. You did not have many there, did you?

JOHN PECAN. No, sir.

Senator CURTIS. Did you cross the desert with these Indians?

JOHN PECAN. About 50 miles; that is all. There was no water, and the horses died.

Senator CURTIS. But you did lose a lot of horses on the way over?

JOHN PECAN. The horses got tired, and we swapped them off for jackasses. We have plenty of jackasses now—about 76.

Senator CURTIS. Who has?

JOHN PECAN. The Indians have—pack mules.

Senator CURTIS. You mean donkeys?

JOHN PECAN. Yes, sir.

Senator CURTIS. Have you been looking at any of the land that the Kickapoos are trying to buy over there?

JOHN PECAN. Yes, sir.

Senator CURTIS. What kind of land is it?

JOHN PECAN. It is a very good place over there. One place over there belongs to a Mexican woman.

Senator CURTIS. Do you know her name?

JOHN PECAN. Josire.

Senator CURTIS. What kind of a place is it?

JOHN PECAN. Forty thousand acres.

Senator CURTIS. Is there water on it?

JOHN PECAN. Yes, sir; plenty of water.

Senator CURTIS. Is there a lot of game over there?

JOHN PECAN. Lots.

Senator CURTIS. Have you Indians killed any since you came there?

JOHN PECAN. They did not stop there; they came right on to meet the committee first.

Senator CURTIS. Is there any grass over there for your horses and donkeys?

JOHN PECAN. Yes, sir; plenty of grass.

Senator CURTIS. Could you cut any hay with a mowing machine there?

JOHN PECAN. Yes, sir; with a mowing machine.

Senator CURTIS. There is plenty of water?

JOHN PECAN. Yes, sir.

Senator CURTIS. What kind of game is there?

JOHN PECAN. All kinds—deer and bear, and lots of turkeys and wild hogs, too. On that account they liked it.

Senator CURTIS. Are there any quail there?

JOHN PECAN. Yes, sir.

Senator CURTIS. That is the kind of game that the Indians like, is it not?

JOHN PECAN. Yes, sir.

Mr. BENTLEY. Did you see some little farms along the river where the men had Irish potatoes planted?

JOHN PECAN. Yes, sir; big Irish potatoes. They never use any ditch. It comes from the river?

Mr. BENTLEY. They are raised without irrigation, you mean?

JOHN PECAN. Yes, sir.

Mr. BENTLEY. It is very good land?

JOHN PECAN. Yes, sir.

Mr. BENTLEY. What is the character of the earth?

JOHN PECAN. It is black.

Mr. BENTLEY. Is it sandy?

JOHN PECAN. No, sir; it is black land.

Mr. BENTLEY. Something like the North Fork in Oklahoma up home?

JOHN PECAN. Yes, sir.

Mr. BENTLEY. You have told about Mr. Outcalt. Did you know George Outcalt in Oklahoma?

JOHN PECAN. Yes, sir.

Mr. BENTLEY. And at Tecumseh?

JOHN PECAN. Yes, sir.

Mr. BENTLEY. How long did you know him up there?

JOHN PECAN. About ten or fifteen years.

Mr. BENTLEY. Did you Indians know him as a good man or a bad man? What did you think about him?

JOHN PECAN. Some Indians said he was a bad man.

Mr. BENTLEY. Did you ever see him drunk up there?

JOHN PECAN. I did not see him close. I was with him in the street; that was all.

Mr. BENTLEY. What made you think he was drinking; because of the way he was walking—did he stagger or did he talk loud?

JOHN PECAN. He talked loud; yes, sir.

Mr. BENTLEY. Was he drunk?

JOHN PECAN. Yes, sir; I saw him sometimes when he was drunk.

Mr. BENTLEY. When he came to Mexico, when you first saw him there in Mexico, where was he? Where did you first see him?

JOHN PECAN. I saw him right in Muzquiz.

Mr. BENTLEY. Whereabouts?

JOHN PECAN. Right in the saloons.

Mr. BENTLEY. Who was with him in the saloons?

JOHN PECAN. Conine.

Mr. BENTLEY. Were there any Indians with him?

JOHN PECAN. Mack Johnson and Ah-nes-she-nenne.

Mr. BENTLEY. Were they all drunk?

JOHN PECAN. Yes, sir.

Mr. BENTLEY. Did you see Outcalt and them all drunk together?

JOHN PECAN. Yes, sir; I saw them.

Mr. BENTLEY. You told about going down to Sabinas. You were trying to get to Eagle Pass, were you?

JOHN PECAN. Yes, sir.

Mr. BENTLEY. You were trying to get the morning train north?

JOHN PECAN. Yes, sir.

Mr. BENTLEY. And you all bought tickets?

JOHN PECAN. Yes, sir.

Mr. BENTLEY. What did you do with your teams? Did not the Indians come there by wagon? You came from the camp in wagons, did you not, to Sabinas?

JOHN PECAN. We left them in Sabinas.

Mr. BENTLEY. Did anybody stay to watch them?

JOHN PECAN. The Mexicans were watching them.

Mr. BENTLEY. You went up to the depot and bought tickets and went to get on the train?

JOHN PECAN. Yes, sir.

Mr. BENTLEY. I think you said they put you in jail awhile and took your names?

JOHN PECAN. Yes, sir.

Mr. BENTLEY. And you came back to the depot and waited for the night train?

JOHN PECAN. Yes, sir.

Mr. BENTLEY. When did you first see Mr. Outcalt?

JOHN PECAN. The first time I saw him?

Mr. BENTLEY. Yes; around there at that time.

JOHN PECAN. I saw him. He was coming in the buggy right straight and came across in the coach.

Mr. BENTLEY. At Sabinas?

JOHN PECAN. Yes, sir; he was not there with the others. He was coming right across in the hack.

Mr. BENTLEY. When you went to get in the train did Outcalt go ahead of you and the policemen behind you when you went in?

JOHN PECAN. Yes, sir; he stepped right in there. He met Mr. Field.

Mr. BENTLEY. Did he say anything to Mr. Field when he saw him?

JOHN PECAN. Outcalt stopped him.

Mr. BENTLEY. Mr. Outcalt stopped Mr. Field, did he?

JOHN PECAN. Yes, sir.

Mr. BENTLEY. When the train left Sabinas you stayed on that train until you got to Barroteran?

JOHN PECAN. Yes, sir.

Mr. BENTLEY. Then you got off?

JOHN PECAN. Yes, sir.

Mr. BENTLEY. Then what did you do?

JOHN PECAN. I slept right at the hotel at Barroteran.

Mr. BENTLEY. Did you see anything more of Outcalt at that time?

JOHN PECAN. No, sir; just Brown and Doctor Conine.

Mr. BENTLEY. Now, when these policemen and Doctor Conine and Brown had you Indians, how many do you think there were of you all together, the children and men and women, Shawnees and Kickapoos, and how many wagons did you come in?

JOHN PECAN. We came in three.

Mr. BENTLEY. They were pretty full wagons, were they not?

JOHN PECAN. Yes, sir.

Mr. BENTLEY. When you got on the train at Sabinas what became of your wagons?

JOHN PECAN. We left them down there at Sabinas.

Mr. BENTLEY. You left them bunched?

JOHN PECAN. Yes, sir.

Mr. BENTLEY. When did you see these wagons any more?

JOHN PECAN. In about one month.

Mr. BENTLEY. They were there about a month?

JOHN PECAN. Yes, sir.

Mr. BENTLEY. Did the Mexican police feed you pretty well, and those children; were they all fed pretty well?

JOHN PECAN. No, sir; we Indians had to pay for our own grub.

Mr. BENTLEY. Did they have to buy their own tickets, or who bought their tickets?

JOHN PECAN. The Mexican police bought them. He wanted to make the Indians pay for them, the Muzquiz tickets, and I told them not to pay.

Mr. BENTLEY. You are sure that was George Outcalt?

JOHN PECAN. Yes, sir.

Mr. BENTLEY. Because you saw him drive in the hack up to the station?

JOHN PECAN. Yes, sir.

Mr. BENTLEY. Whom did he talk to there?

JOHN PECAN. He did not talk to those Indians.

Mr. BENTLEY. But to the white men. What white men did he talk to?

JOHN PECAN. All his friends; all the crowd.

Mr. BENTLEY. They were all his friends?

JOHN PECAN. Yes, sir.

Mr. BENTLEY. That is, until Mr. Field came?

JOHN PECAN. Yes, sir.

Mr. EMBRY. Now, John, when did you see this land in Mexico that you think would be a good place for the Indians?

JOHN PECAN. I saw it about 125 miles from here.

Mr. EMBRY. Did you stop and look at the land and examine it?

JOHN PECAN. Yes, sir.

Mr. EMBRY. How long did you stop?

JOHN PECAN. Two days.

Mr. EMBRY. And then you came on, did you?

JOHN PECAN. Yes, sir.

Mr. EMBRY. Do you know who that land belongs to?

JOHN PECAN. It belonged to a Mexican lady.

Mr. EMBRY. Did you see her?

JOHN PECAN. I did not see her. I saw her son.

Mr. EMBRY. Did you ask the son if that land could be bought?

JOHN PECAN. Yes, sir; he said he wanted to sell it.

Mr. EMBRY. There is lots of land in Mexico that they want to sell?

JOHN PECAN. Yes, sir.

Mr. EMBRY. Some is no account?

JOHN PECAN. Yes, sir.

Mr. EMBRY. Have you any money to buy that land over there with?

JOHN PECAN. Yes, sir; if I get it. If I get it I can buy the land.

Mr. EMBREY. Do you know how much it would cost?

JOHN PECAN. About 50 cents an acre, gold.

Mr. EMBRY. You do not know whether anybody has bought it or not? You do not know anything about that?

JOHN PECAN. No, sir; they never sold it, they said.

Mr. EMBRY. You had down at the San Francisco plantation a reservation or farm, you Indians, had you not?

JOHN PECAN. I guess the Indians had them.

Mr. EMBRY. The Kickapoos?

JOHN PECAN. Yes, sir.

Mr. EMBRY. Was that not a good place for them?

JOHN PECAN. It was a good place. There were too many white fellows coming around there, though.

Mr. EMBRY. What kind of whisky did they have down there, mescal?

JOHN PECAN. Mescal and all kinds.

Mr. EMBRY. Is that mescal pretty good whisky?

JOHN PECAN. I guess not. I think if you drink it it will burn you.

Mr. EMBRY. Did you ever try any of it?

JOHN PECAN. I have drank it two or three times.

Mr. EMBRY. Have you not been drinking a great many times; ever since you have been down there?

JOHN PECAN. No, sir.

Mr. EMBRY. Where did they sell the mescal—about the camp?

JOHN PECAN. They sold it over at Muzquiz.

Mr. EMBRY. Did not those Mexicans come up there and put up a mescal joint around the Indian camp?

JOHN PECAN. Yes, sir; they brought some.

Mr. EMBRY. And the Mexicans would bring it right in the camp sometimes and sell it to the young men, would they not?

JOHN PECAN. I did not see it.

Mr. EMBRY. How long have you known George Outcalt?

JOHN PECAN. About fifteen years.

Mr. EMBRY. You know Mr. Thackery up there?

JOHN PECAN. Yes, sir.

Mr. EMBRY. When Mr. Thackery and Mr. Outcalt first came to the camp you say Mr. Thackery said he had some lease money?

JOHN PECAN. No, sir. He had not any lease money. I was trying to get my lease money and he would not give it to me.

Mr. EMBRY. He wanted the Indians to sign some papers?

JOHN PECAN. Yes, sir.

Mr. EMBRY. Was that not to get their lease money?

JOHN PECAN. No, sir.

Mr. EMBRY. Did he say what he wanted them to sign papers for? What does Mr. Thackery want them to sign papers for?

JOHN PECAN. I do not know. He spoke to the Indians. He did not speak to me about signing.

Mr. EMBRY. You do not know what he said?

JOHN PECAN. No, sir.

Mr. EMBRY. You did not know what Mr. Thackery said then?

JOHN PECAN. No, sir.

Mr. EMBRY. Mr. Outcalt was with Mr. Thackery the first time he came out there, was he?

JOHN PECAN. Yes, sir; I saw both of them.

Mr. EMBRY. Did you hear what Outcelt said at that time?

JOHN PECAN. No, sir; he did not speak to me much. He was afraid of me, that was the reason he did not want to speak to me. He spoke to the Indians.

Mr. EMBRY. What was he afraid of you about?

JOHN PECAN. I do not know.

Mr. EMBRY. Did you not tell awhile ago in your first examination that Mr. Outcelt told the Indians not to sell their lands?

JOHN PECAN. Outcelt was with the wolves.

Senator CURTIS. What do you mean by wolves?

JOHN PECAN. He was with Grimes.

Senator CURTIS. Who else, Conine?

JOHN PECAN. Conine.

Senator CURTIS. You call that crowd the wolves, do you?

JOHN PECAN. Yes, sir; they call them the wolves; the Indians call them wolves.

Mr. EMBRY. A while ago when Senator Curtis was asking you about Grimes and his coming out to the camp, did you not put in a reference to Outcelt in which you said Outcelt had advised the Indians not to sell their lands?

JOHN PECAN. No, sir.

Mr. EMBRY. You did not?

JOHN PECAN. No, sir.

Mr. EMBRY. How many times did you talk with Outcelt? He was afraid of you, you say?

JOHN PECAN. Yes, sir; he never spoke to me.

Mr. EMBRY. You did not speak to him at all?

JOHN PECAN. No, sir.

Mr. EMBRY. Did you not speak to him at all when he was down there?

JOHN PECAN. When I saw him up there Grimes was with him.

Mr. EMBRY. Did you hear Outcelt talk to anyone at all while you were down there?

JOHN PECAN. Talking about some papers.

Mr. EMBRY. Whom did you hear him talk to about papers?

JOHN PECAN. They talked to themselves, the American fellows.

Mr. EMBRY. You heard Outcelt talking to Grimes, did you?

JOHN PECAN. Yes, sir.

Mr. EMBRY. Did you hear Outcelt talk to any Indians?

JOHN PECAN. Yes, sir.

Mr. EMBRY. What Indians did you hear him talk to?

JOHN PECAN. Ahnesshenene.

Mr. EMBRY. What did you hear him say to Ahnesshenene?

JOHN PECAN. He said "all right."

Mr. EMBRY. He said that to Outcelt?

JOHN PECAN. Yes, sir; it was for lands for Mr. Grimes.

Mr. EMBRY. You told the committee about a time over at Sabinas when the Indians were put under arrest and taken back to jail, that some white fellows were there. Just name all of them.

JOHN PECAN. Al Brown, Doctor Conine, and a little short fellow, Cal Moore. He came with them in a buggy. He was not there. There were two men. I saw them get off the train.

Mr. EMBRY. Who else?

JOHN PECAN. That was all.

Mr. EMBRY. Did you not say that Outcelt was there?

JOHN PECAN. Yes, sir; he was coming across in the coach.

Senator CURTIS. He was not on the train?

JOHN PECAN. No, sir.

Mr. EMBRY. Outcelt was driving?

JOHN PECAN. Yes, sir.

Mr. EMBRY. He was coming in a hack or buggy?

JOHN PECAN. Yes, sir.

Mr. EMBRY. Then those who got off the train at the time were Al Brown and Doctor Conine, were they?

JOHN PECAN. Yes, sir.

Mr. EMBRY. Did you see Cal Moore on the train, or was he off the train?

JOHN PECAN. Yes, sir. He was coming with them, that big fellow.

Mr. EMBRY. Cal Moore came with Outcelt in a buggy?

JOHN PECAN. Yes, sir.

Mr. EMBRY. Which got there first, Conine and Brown, who got off the train, or Outcelt and Moore, who came in the buggies?

JOHN PECAN. I saw first that big fellow, Outcelt. He came first in a buggy.

Mr. EMBRY. How long did the train stop at that place?

JOHN PECAN. About fifteen or twenty minutes.

Mr. EMBRY. You had come up on the train, had you not?

JOHN PECAN. No, sir.

Mr. EMBRY. Were you traveling across the country?

JOHN PECAN. Yes, sir.

Mr. EMBRY. And were in wagons, were you?

JOHN PECAN. Yes, sir.

Mr. EMBRY. Did Al Brown and Conine talk with Outcelt when they got off the train at Sabinas?

JOHN PECAN. Yes, sir; he talked to them there.

Mr. EMBRY. They saw him there?

JOHN PECAN. Yes, sir.

Mr. EMBRY. And had conversation with him?

JOHN PECAN. Yes, sir.

Mr. EMBRY. Where did Outcelt go after you people were arrested?

JOHN PECAN. He went down to the hotel. I did not see him any more.

Mr. EMBRY. At Sabinas?

JOHN PECAN. Yes, sir. I did not see him any more. It may be that he got in the train. He arrested me.

Mr. EMBRY. Who caused your arrest?

JOHN PECAN. The Mexican people—policemen.

Mr. EMBRY. Now these Mexican fellows who arrested you, where did they come from?

JOHN PECAN. Muzquiz.

Mr. EMBRY. Were they coming in buggies, too?

JOHN PECAN. No, sir; right in the train. They were with Doctor Conine.

Mr. EMBRY. And they arrested you?

JOHN PECAN. Yes, sir.

Mr. EMBRY. Doctor Conine and Al Brown got off the train and stopped there until the next train came?



JOHN PECAN. Yes, sir.

Mr. EMBRY. What was it you said about Outcelt stopping Mr. Field?

JOHN PECAN. He was trying to talk with him, Mr. Field, and he would not let the Indians go with Mr. Field.

Mr. EMBRY. Outcelt did not want to let who go?

JOHN PECAN. He did not want to let Field talk with the Indians.

Mr. EMBRY. You and the other Kickapoos who were with you?

JOHN PECAN. Yes, sir.

Mr. EMBRY. He did not want to let Field talk with you and with the other Kickapoos who were with you?

JOHN PECAN. Yes, sir.

Mr. EMBRY. What did Outcelt say to Field?

JOHN PECAN. I do not know. He stopped him.

Mr. EMBRY. Did you see Outcelt after that when you got back to Muzquiz?

JOHN PECAN. No, sir.

Mr. EMBRY. That was the last time you saw him at Sabinas?

JOHN PECAN. Yes, sir.

The witness was thereupon excused.

PEQUA recalled, through interpreter Wahtheckona.

Mr. BENTLEY. I want to ask if you ever gave me any money; tell the committee how much you gave me, and if I ever paid any money in your hands, how much was it?

PEQUA. No, sir; you did not give me any.

Mr. BENTLEY. No, I mean a long time ago at Shawnee, when you sold the dead land; when you started to Mexico how much money did you give me to keep for you?

PEQUA. You gave me money at Shawnee before I left there. I told you to take it over to Eagle Pass.

Mr. BENTLEY. How long ago is that?

PEQUA. It must have been about five years ago.

Mr. BENTLEY. Did you get your money back when you got to Eagle Pass; was it there for you?

PEQUA. I spent it all.

Mr. BENTLEY. Do you not know how much money I gave you at Shawnee?

PEQUA. You gave me \$1,000 there and I spent the rest of it.

Senator CURTIS. Did Mr. Bentley ever give you that money back?

PEQUA. Yes, sir; he gave it back.

The witness was thereupon excused.

PAKOTAH having been first duly sworn and his interpreter, Wahtheckona, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

PAKOTAH. Pakotah.

Senator CURTIS. Is Mah-ta-pene your boy?

PAKOTAH. Yes, sir.

Senator CURTIS. He is your son?

PAKOTAH. Yes, sir.

Senator CURTIS. You testified before the committee in Washington last winter, did you not?

PAKOTAH. Yes, sir.

Senator CURTIS. Do you remember when you were all up at Guajardo's house when they wanted the Indians to sign deeds and they refused to do it; the time they brought you from jail?

PAKOTAH. Yes, sir; I remember that.

Senator CURTIS. Do you know where Mah-ta-pene, your son, was? Was he hunting, or was he at Guajardo's house?

PAKOTAH. He went hunting.

Senator CURTIS. How long had he been hunting?

PAKOTAH. He was hunting two days.

Senator CURTIS. Was he hunting two days before, or was he hunting two days altogether?

PAKOTAH. He was hunting two days.

Senator CURTIS. Two days before that?

PAKOTAH. Yes, sir.

Senator CURTIS. How long was he gone?

PAKOTAH. Two days.

Senator CURTIS. Was he there that day at Guajardo's house?

PAKOTAH. No, sir.

Senator CURTIS. Was your son Mah-te-pene there at Guajardo's house that day?

PAKOTAH. No, sir.

Senator CURTIS. He was not there; he was hunting, was he not?

PAKOTAH. Yes, sir.

Senator CURTIS. Have you a son named Mah-ke-se-ah?

PAKOTAH. Yes, sir.

Senator CURTIS. Do you know about when he went back to Oklahoma?

PAKOTAH. That time he drew the money.

Senator CURTIS. When he drew his money last year at Eagle Pass, was that when your son went back to Oklahoma?

PAKOTAH. Yes, sir.

Senator CURTIS. Is that the day Mah-ke-se-ah, your boy, made a deed to Mr. Bentley?

PAKOTAH. Yes, sir.

Senator CURTIS. Is your son still in Oklahoma?

PAKOTAH. Yes, sir; he stays over there at Oklahoma.

Senator CURTIS. Has he been back there since?

PAKOTAH. No, sir.

Mr. BENTLEY. Pakotah, did the policemen keep you from getting in the train on one occasion at Sabinas a year ago—last year?

PAKOTAH. We got arrested over there at Sabinas.

Mr. BENTLEY. Did you buy a ticket at that time to go to Eagle Pass before they arrested you?

PAKOTAH. Yes, sir.

Mr. BENTLEY. Now, how did you go to Sabinas? Did you come on horseback, or in a wagon, or how?

PAKOTAH. I came in a wagon.

Mr. BENTLEY. Who was with you in the wagon?

PAKOTAH. Okemah.

Mr. BENTLEY. They would not let you get on the train, I believe you said?

PAKOTAH. No, sir; they would not let me.

Mr. BENTLEY. Where did you stay that day?

PAKOTAH. In the jail house.

Mr. BENTLEY. Where did you go from the jail house?

PAKOTAH. They took me to Muzquiz.

Mr. BENTLEY. Did you get on the train at Sabinas, on the south-bound train?

PAKOTAH. We got on the train. The policemen were watching me.

Mr. BENTLEY. How many policemen were around there?

PAKOTAH. Al Brown hired them to watch us.

Mr. BENTLEY. What other Indians were there with you?

PAKOTAH. John Pecan and a Shawnee man, Charlie White. There were four men there, four Indians.

Mr. BENTLEY. There were some women there and little girls, about fifteen of them altogether?

PAKOTAH. Yes, sir.

Mr. BENTLEY. Was Okemah among them?

PAKOTAH. Yes, sir.

Mr. BENTLEY. Now, when the train came from Eagle Pass that night and the Indians were there to get in the train, what white men did you see around there at that time? Tell the committee each one, and do you remember each one of the white men that you saw there and knew?

PAKOTAH. I saw Mr. Field there.

Mr. BENTLEY. Did Mr. Field come on the train?

PAKOTAH. Yes, sir.

Mr. BENTLEY. Who else?

PAKOTAH. George Outcalt. I just saw those two. I commenced to talk with Field, but the policemen would not let me talk with him.

Mr. BENTLEY. Did Mr. Field and Mr. Outcalt talk any that time?

PAKOTAH. That was the last time I saw him.

Mr. BENTLEY. That was the last time you saw Outcalt?

PAKOTAH. Yes, sir.

Mr. BENTLEY. After you got on the train did you hear Mr. Field talking to Okemah through the window?

PAKOTAH. That was the time he would not let me talk.

Mr. BENTLEY. Who would not let you talk?

PAKOTAH. The Mexican policeman.

Mr. BENTLEY. The Mexican policeman would not let you talk with Mr. Field?

PAKOTAH. No, sir.

Mr. BENTLEY. Did you see Outcalt give Okemah anything that time through the window?

PAKOTAH. Mr. Field gave him \$20.

Mr. BENTLEY. What do you think that Field gave him that for?

PAKOTAH. To buy something to eat there.

Mr. BENTLEY. To buy something for all of them to eat?

PAKOTAH. Yes, sir.

Mr. EMBRY. Do you remember what time of the morning it was that you were arrested in Sabinas?

PAKOTAH. About forenoon.

Mr. EMBRY. What time was it that you saw Mr. Field that day?

PAKOTAH. I saw him about sundown or before sundown.

Mr. EMBRY. At what time did you first see George Outcalt?

PAKOTAH. At the same time.

Mr. EMBRY. At the same time you saw Field you first saw George Outcelt?

PAKOTAH. The train came from the north and they had just started to get in, and they left them there.

Mr. EMBRY. Was Outcelt in the train which came from the north going south when you saw him?

PAKOTAH. He was standing outside, out in the car.

Mr. EMBRY. Is that the first time you had seen Outcelt that day?

PAKOTAH. I had seen him several times.

Mr. EMBRY. You had seen him several times that same day?

PAKOTAH. The last I saw him there he got on the train.

Mr. EMBRY. Had you seen Outcelt at Sabinas on that day before you saw him at the train when you saw Field?

PAKOTAH. I saw him when he first came there.

Mr. EMBRY. What time was it that Outcelt first came there to Sabinas?

PAKOTAH. It was night when the train came in.

Mr. EMBRY. You did not see Outcelt at Sabinas until you saw the train come from the north; is that correct?

PAKOTAH. Yes, sir; that is correct. I saw him again.

Mr. EMBRY. What white men were there when you were arrested that forenoon?

PAKOTAH. Al Brown was there.

Mr. EMBRY. Were there any white men there?

PAKOTAH. The Mexican policemen were there.

Mr. EMBRY. Was Doctor Conine there when you were arrested in the forenoon?

PAKOTAH. Al Brown was there by himself with the policeman.

Mr. EMBRY. Then I understand now you did not see George Outcelt at Sabinas until that train came in from the north?

PAKOTAH. No, sir; not until the train came in the last time.

Mr. EMBRY. That was the same train on which Field came in at about supper time?

PAKOTAH. That was the same time.

Mr. EMBRY. Did you get on that train then and go back to Muzquiz?

PAKOTAH. I took that train from Sabinas to Barratoran. It was way in the night when we got to Barratoran.

Mr. EMBRY. Then you did not travel from Barratoran to Muzquiz?

PAKOTAH. I walked over there part way.

Mr. EMBRY. How far is it from Barratoran to Muzquiz?

PAKOTAH. I do not know how many miles.

Senator CURTIS. Why did you leave Oklahoma to go to Mexico?

PAKOTAH. They bothered me over there.

Senator CURTIS. At Oklahoma?

PAKOTAH. Yes, sir.

Senator CURTIS. Did they bother you in Mexico?

PAKOTAH. They bothered me just the same.

The CHAIRMAN. What do you mean by bothering you? What did they do to you in Oklahoma first?

PAKOTAH. I lost some horses when I stayed over in the United States. I had a dog over there that was barking, and the fellows shot the dog, and I got up and put my shirt on. They cut the wire.

The CHAIRMAN. Who cut the wire, these men?

PAKOTAH. Yes, sir; I was sitting out there where the horses were and the fellow came there for my horse. I had mules there, too, and the fellows took the mules and put a rope on them and I told them they belonged to me. These fellows commenced to shoot at me. I do not know how many times they shot at me.

The CHAIRMAN. Did they hit you?

PAKOTAH. They shot my shirt.

The CHAIRMAN. They shot through your shirt sleeve?

PAKOTAH. Yes, sir. Those Indian boys I thought were old people, and I told Mr. Bentley that he must help me to go to Mexico, and Mr. Bentley helped me to go there.

The CHAIRMAN. Mr. Bentley helped you to go to Mexico?

PAKOTAH. Yes, sir.

The CHAIRMAN. Was there any time that you had to have plasters put on you?

PAKOTAH. That was after the time.

The CHAIRMAN. Did you have any ribs broken at that time?

PAKOTAH. My ribs were broken.

The CHAIRMAN. Who broke them?

PAKOTAH. The Indians.

The CHAIRMAN. What Indians?

PAKOTAH. Keatuck.

The CHAIRMAN. Who is he?

PAKOTAH. A Kickapoo Indian.

The CHAIRMAN. Did you have the men arrested who broke your bones and shot you?

PAKOTAH. They arrested him and asked him what he had done.

The CHAIRMAN. What was done about it? Was the man sent to the jail or penitentiary?

PAKOTAH. They had him in jail for a while.

The witness was thereupon excused.

KISHKINEQUOTE (JIM DEER), having been first duly sworn, and his interpreter, Wathackona, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

KISHKINEQUOTE. Kishkinequote.

Senator CURTIS. Are you a Kickapoo Indian?

KISHKINEQUOTE. Yes, sir.

Senator CURTIS. Are you a Kicking Kickapoo?

KISHKINEQUOTE. Yes, sir.

Senator CURTIS. Do you live in Mexico now?

KISHKINEQUOTE. Yes, sir; I stay in Mexico.

Senator CURTIS. How long have you been in Mexico?

KISHKINEQUOTE. It has been four years.

Senator CURTIS. You used to live in Shawnee, did you not?

KISHKINEQUOTE. I came from Shawnee.

Senator CURTIS. Did you own any land up there?

KISHKINEQUOTE. I have land there.

Senator CURTIS. Did you testify before the Senate committee last winter with reference to the Kickapoos selling their lands, or rather men trying to get their land from them?

KISHKINEQUOTE. I was in Washington and gave testimony before the committee.

Senator CURTIS. Have you a son by the name of Puck-e-shinno?

KISHKINEQUOTE. That is my son.

Senator CURTIS. Do you know Tony Alexander?

KISHKINEQUOTE. I know him all right. Before he lived over there he lived around in the woods at Harrah.

Senator CURTIS. Do you know the two Grimes men?

KISHKINEQUOTE. Yes, sir; they are all the same. I know them. They call them wolves.

Senator CURTIS. Do you know Chapman?

KISHKINEQUOTE. I do not know him very much, but I have seen him sometimes.

Senator CURTIS. Do you know Doctor Conine?

KISHKINEQUOTE. I saw him all the time.

Senator CURTIS. Last summer a year ago, while Grimes and Chapman and those men were down at Muzquiz, did Alexander and one of them come to you and ask permission to have your son Puck-e-shinno marry an Indian woman up at Eagle Pass, so that he could sell his land?

KISHKINEQUOTE. They did not ask me about that. My boy is not married yet, that I know of.

Senator CURTIS. Did you touch the pen?

KISHKINEQUOTE. I did not sign when any of those people were there.

Senator CURTIS. No; did you touch the pen to paper for your son to marry a girl up at Eagle Pass?

KISHKINEQUOTE. I would not sign for my son to marry. He was not old enough to marry.

Senator CURTIS. Then, so far as you know, your son never did marry?

KISHKINEQUOTE. No, sir; that is all I know.

Senator CURTIS. Do you know Thi-the-quaa, a Nacimiento Indian?

KISHKINEQUOTE. Yes, sir; I know her.

Senator CURTIS. Did your son marry her?

KISHKINEQUOTE. My son is related to her.

Senator CURTIS. What is the relationship?

KISHKINEQUOTE. Aunt; that is my sister's daughter.

Senator CURTIS. Did you ever give Tony Alexander or Grimes or Conine or Chapman or any of those white men any letter stating that you wanted your son to marry this woman—your sister's daughter—Thi-the-quaa?

KISHKINEQUOTE. I do not know anything about that.

Senator CURTIS. You did not do it?

KISHKINEQUOTE. I did not do it.

Senator CURTIS. Under your tribal customs, can your sister's daughter marry your son? Would it be permitted under your customs?

KISHKINEQUOTE. No, sir; they could not under their customs.

Senator CURTIS. When did you first leave Oklahoma to come to Mexico?

KISHKINEQUOTE. It has been four years.

Senator CURTIS. Why did you come here? Why did you leave Oklahoma to go to Mexico?

KISHKINEQUOTE. I had lots of trouble up there. That was the reason.

Senator CURTIS. Did you not have more trouble in Mexico than you had in Oklahoma?

KISHKINEQUOTE. That is what I left there for.

Senator CURTIS. And that is why you left Muzquiz—because you had trouble there?

KISHKINEQUOTE. Yes, sir.

Senator CURTIS. Would you not rather go back to Oklahoma now and live in peace?

KISHKINEQUOTE. No, sir; I would not go back to Oklahoma. It is worse over there.

Senator CURTIS. It is worse over where?

KISHKINEQUOTE. At Oklahoma. If you ask me what I came down here for and what was the matter there, I will tell you all about it.

Senator CURTIS. Well, proceed and tell it.

KISHKINEQUOTE. That is what I am doing down here. It has been five and a half years, more than five years, a little longer than that. That was the time that Mr. Bentley was there—the agent was there; and Mr. Bentley told me to work on the farm, and I commenced to work on the farm, and commenced a fence around my land, 160 acres, the land of myself and my wife; and some time one day I saw a white man commence to make a camp there on my lands. I went over there to that man and asked what they were camped there for. I said, "What did you come here to camp for? This is my own land. This land belongs to me." I watched that place there, my sister's land. My sister told me to watch that place. That man told me that Mr. Thackery had done that, and the next day I went to the agency and asked him. I told the agent I came down to see about a man who came over there on that land that I am watching for my sister. That man told me you put him over there. The agent said it was all right. Mr. Thackery told him to go and see Mr. Vincent. He said that man is guardian of that.

Senator CURTIS. He said he was guardian over that land?

KISHKINEQUOTE. Yes, sir; and I went over there where Mr. Vincent was and asked him again. Mr. Vincent said that Mr. Thackery had made him do that; that was the reason he had that guardian on it; and I went back to Mr. Thackery and said, "Is that your business there?" And Mr. Thackery said, "It is not my business;" and I went to see Mr. Bentley again and asked him what he said. They made me a paper and sent it to Washington, and Mr. Dickson, the special agent, came there and commenced to talk to me. My sister was there and was talking. They told all about that land; nobody to help me. I did not know who that guardian was. I said, "I want you to take that fellow away from there." That is one thing I want to tell the committee. There is another thing: I got land over there for my child—80 acres—and sold the grass and hay. It was worth \$80—a dollar an acre. I sold it to B. D. Calvin, and after that I saw the other men work grass there. I asked him again, "What are you doing here?" The man told me that he was guardian on it, and I went to Mr. Thackery again and asked Mr. Thackery about it. Mr. Thack-

ery said they made a guardian on that, and I asked him what is that guardian. He said, "That is to keep you from losing your land," and I told him I did not know what that guardian is. "I have sold this grass here." I said, "You let this grass go, because I have sold it." Mr. Thackery said he would not do it. I said, "You pay for it, for that grass." Mr. Thackery told me, "If you don't pay the money back to the man I will have you arrested;" and I was afraid I might get arrested, and I turned the money back over there to Mr. Thackery. That is what I have been doing there. I feel sorry about that. I thought I was the agent. The agent tried to skin a fellow.

Senator CURTIS. Who tried to skin a fellow?

KISHKINEQUOTE. Mr. Thackery.

Senator CURTIS. You thought Mr. Thackery was trying to skin you?

KISHKINEQUOTE. Yes, sir; that is what I was afraid of. There is another thing. I have a pasture over there and had horses there. About 7 o'clock I heard something around my house and went to hunt the horses for the night and could not find any, and I saw the wire cut off there—the fence wire—and I went up to hunt the horses to ride and went after a man to see what was the trouble, and he went away with John Murdock, about 15 miles. At daylight and before the sun came up I saw the tracks, and got up with the horses at noon at Edmund. There were two horses and mules there and the horses, 11 of them, and I got them all back and brought them over there to where my house was. I have been over to see Mr. Thackery several times. I did not know whether Mr. Thackery would help me or not. That was the reason I came down here and I told Mr. Bentley to help me go to Mexico. That is what I wanted to tell the committee.

Mr. EMBRY. Was this guardian that Thackery made over the land over your land or your children's land?

KISHKINEQUOTE. My child's land.

Mr. EMBRY. Then this guardian that you have been talking about was made for your children's land. You were talking about Thackery having a guardian put on your land. That was your child's land, was it?

KISHKINEQUOTE. Yes, sir.

The witness was thereupon excused.

PAHPEACK (an Indian woman), having been first duly sworn, and her interpreter, Wahtheckona, having been similarly sworn, testified as follows:

Senator CURTIS. Are you a Kicking Kickapoo Indian?

PAHPEACK. Yes, sir.

Senator CURTIS. Do you own any land in Oklahoma?

PAHPEACK. I have land there.

Senator CURTIS. Do you know Joe Whipple?

PAHPEACK. Everybody knows him.

Senator CURTIS. Do you know Doctor Conine, of Musquiz?

PAHPEACK. I know him.

Senator CURTIS. Were you ever taken over at Guajardo's house with other Indians?

PAHPEACK. I have been over to Guajardo's house; yes.



Senator CURTIS. How did you happen to go over there; who took you over there?

PAHPEACK. I went over in a wagon.

Senator CURTIS. Who took you?

PAHPEACK. I do not know what they took me down there for.

Senator CURTIS. I did not ask you why. I asked you who took you?

PAHPEACK. I do not know.

Senator CURTIS. Did Whipple go with you?

PAHPEACK. Joe Whipple was there.

Senator CURTIS. Was Doctor Conine there?

PAHPEACK. Yes, sir.

Senator CURTIS. At that time did they try to get you to sell your land in Oklahoma, or make a deed; that is, the time when Pequa was there and Pah-nah-kah-tho?

PAHPEACK. I guess that was the reason they took them down to Guajardo's house. We were afraid we might get arrested.

Senator CURTIS. Now tell the committee all about what they did and what happened and whether you signed any papers there?

PAHPEACK. I heard they were going to get arrested, and that is the reason I went over to Guajardo's house. They did not try to get my land.

Senator CURTIS. Did they not ask you to sign some papers there?

PAHPEACK. No, sir.

Senator CURTIS. Did you touch the pen there for Joe Whipple for a deed to your land?

PAHPEACK. I was outside in the yard.

Senator CURTIS. Did you sign a deed or touch the pen?

PAHPEACK. No, sir.

Senator CURTIS. Did you tell Tom Smith to touch the pen for you?

PAHPEACK. No, sir.

Senator CURTIS. Did Joe Whipple in their presence?

PAHPEACK. No, sir.

Senator CURTIS. Did Judge Lobo at Guajardo's house ask you to sign a deed?

PAHPEACK. No, sir.

Senator CURTIS. Would you know your land if anybody read a description of it to you?

PAHPEACK. I did not see any paper there.

Senator CURTIS. Did they give you \$500 there that day?

PAHPEACK. No, sir; I did not get any money.

Senator CURTIS. Did they give you any money there the day Whipple was over there at Guajardo's house?

PAHPEACK. No, sir; I did not get anything.

Senator CURTIS. Have you sold your land to W. L. Chapman, of Shawnee, at any time?

PAHPEACK. No, sir.

Senator CURTIS. Do you know Mr. Bentley here?

PAHPEACK. I turned it over to Mr. Bentley.

Senator CURTIS. What understanding did you have with Mr. Bentley as to what he was to do with it?

PAHPEACK. He was to make a reservation out here in Mexico.

Senator CURTIS. In August, 1906—that is a year and three or four months ago—at Guajardo's house, did you sign a deed for any of your land to Mr. Chapman or Doctor Conine, or anybody else there?

PAHPEACK. No, sir.

Senator CURTIS. Did you ever sign a check for Alexander to draw any money for you, or Doctor Conine—a little paper like that [indicating a blank check]?

PAHPEACK. No, sir.

Senator CURTIS. Were you ever paid any money in that First National Bank of Eagle Pass, Tex.?

PAHPEACK. No, sir.

Mr. EMBRY. What did Joe Whipple tell you at the time about selling your land at Guajardo's house?

PAHPEACK. Joe Whipple never told me anything over there. I did not get close to him.

Mr. EMBRY. Joe Whipple did not tell you anything about selling the land, or what the deeds were?

PAHPEACK. No, sir.

Mr. EMBRY. What did Joe talk to you about up at Guajardo's house?

PAHPEACK. He did not talk to me.

Mr. EMBRY. Did not Joe tell you something up at Guajardo's house?

PAHPEACK. No, sir.

Mr. EMBRY. How much money did Mr. Bentley pay you when you turned your land over to him to get you land in Mexico?

PAHPEACK. A hundred dollars Mexican.

Mr. EMBRY. Did you ever turn your land over to Mr. Ives, or make a deed to Mr. Ives?

PAHPEACK. No, sir; just to Mr. Bentley.

The witness was thereupon excused.

PAH-E-NAH, a Kickapoo Indian woman, having been first duly sworn, and her interpreter, Watheckona, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

PAH-E-NAH. Pah-e-nah.

Senator CURTIS. Do you know Mack Johnson?

PAH-E-NAH. Yes, sir.

Senator CURTIS. Do you know Doctor Conine, of Muzquiz, Mexico?

PAH-E-NAH. Yes, sir.

Senator CURTIS. Do you know Mr. Grimes?

PAH-E-NAH. Yes, sir.

Senator CURTIS. Were you out at the camp in July, 1906?

PAH-E-NAH. I was there in the camp.

Senator CURTIS. Do you remember a lot of Indians going up to Muzquiz to go to Guajardo's house at one time in July?

PAH-E-NAH. I went over there to Guajardo's house with the rest of them.

Senator CURTIS. Did you go upstairs?

PAH-E-NAH. I did not go in there, in the house.

Senator CURTIS. Tell the committee how many times they went up there, and how many Indians went.

PAH-E-NAH. I did not count them.

Senator CURTIS. About how many were there, a good number?

PAH-E-NAH. There must have been about 6 coaches.

Senator CURTIS. What white men were there?

PAH-E-NAH. Grimes was there.

Senator CURTIS. What other men?

PAH-E-NAH. All of them.

Senator CURTIS. Was Doctor Conine there?

PAH-E-NAH. Yes, sir; he was there.

Senator CURTIS. Were there any policemen there?

PAH-E-NAH. There were some policemen there.

Senator CURTIS. How many?

PAH-E-NAH. Several of them were there.

Senator CURTIS. Did any of those policemen and white men have any firearms, pistols, or swords, at that time?

PAH-E-NAH. They had arms.

Senator CURTIS. How did you happen to get in the coach to go up there; who put you in?

PAH-E-NAH. The policeman made me get in.

Senator CURTIS. State to the committee how many times you went to Guajardo's house in the summer of 1906?

PAH-E-NAH. I went over there once, just one time.

Senator CURTIS. Were you upstairs at that time?

PAH-E-NAH. I was outside sitting by the ditch, where the water was by the ditch.

Senator CURTIS. Was that the day that this man Pakotah was brought up there in jail?

PAH-E-NAH. Yes, sir; I saw him. That was the same day.

Senator CURTIS. On that day did you sign any papers to sell any lands to anybody?

PAH-E-NAH. I did not.

Senator CURTIS. State if you touched the pen there when Mack Johnson read a paper to you?

PAH-E-NAH. No, sir; I did not sign anything.

Senator CURTIS. Do you know Pum-y-tu-moke; you are related to her, are you not?

PAH-E-NAH. Yes, sir; I was sitting by her.

Senator CURTIS. You were sitting together outside?

PAH-E-NAH. Yes, sir.

Senator CURTIS. You were together all day there?

PAH-E-NAH. Pum-y-tu-moke was sick. She had a sick foot at that time.

Senator CURTIS. Did either of you go upstairs that day and sign papers?

PAH-E-NAH. No, sir; I was waiting.

Senator CURTIS. And neither one of you went upstairs?

PAH-E-NAH. No, sir.

Senator CURTIS. Do you know Tony Alexander?

PAH-E-NAH. Yes, sir.

Senator CURTIS. Did he ever come out to get you to sign a paper to get money at Eagle Pass with Doctor Conine?

PAH-E-NAH. No, sir.

Senator CURTIS. Did Doctor Conine ever give you any money?

PAH-E-NAH. He never gave me a cent.

Senator CURTIS. Did you ever authorize Doctor Conine to buy any land for you in Mexico?

PAH-E-NAH. No, sir.

Senator CURTIS. Do you know how old you are? If so, how old?

PAH-E-NAH. I am about 30.

Senator CURTIS. Did you ever sign a paper like that [indicating a blank check] for Doctor Conine or Mack Johnson in Mexico, down at the Indian camp?

PAH-E-NAH. No, sir; never at any time.

Senator CURTIS. Have you ever sold your land to anyone?

PAH-E-NAH. No, sir.

Senator CURTIS. Do you know Mr. Bentley?

PAH-E-NAH. Yes, sir; I know him.

Senator CURTIS. Did you sell your land to him?

PAH-E-NAH. Yes, sir.

Senator CURTIS. How much did you get for it?

PAH-E-NAH. One hundred dollars.

Senator CURTIS. Is that all you were to get for your land that you turned over to him?

PAH-E-NAH. That was what I turned over to him.

Senator CURTIS. Were you to get any more? What was he to do with the land? What understanding did you have with him?

PAH-E-NAH. To stay here in Mexico and make a reservation for me.

Senator CURTIS. What was Mr. Bentley to do with it; sell it or trade it?

PAH-E-NAH. To change the place from over there.

Senator CURTIS. Would you rather live in Oklahoma than Mexico?

PAH-E-NAH. I would rather stay in Mexico.

Senator CURTIS. Who brought you down here, or asked you to come?

PAH-E-NAH. I just wanted to come myself.

Mr. EMBRY. Was this \$100 that Mr. Bentley paid you, in Mexican or American money?

PAH-E-NAH. American.

Mr. EMBRY. Did you ever turn your land over to Mr. Ives or make a deed to Mr. Ives?

PAH-E-NAH. No, sir.

The witness was thereupon excused.

PAH-NAH-KA-THO (a woman), having been duly sworn, and her interpreter, Wahtheckona, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

PAH-NAH-KA-THO. Pah-nah-ka-tho.

Senator CURTIS. What is the name of your husband?

PAH-NAH-KA-THO. Pequa.

Senator CURTIS. Do you know Joe Whipple?

PAH-NAH-KA-THO. Yes, sir; I know him.

Senator CURTIS. Do you know Doctor Conine, of Muzquiz?

PAH-NAH-KA-THO. Yes, sir; I know him.

Senator CURTIS. Do you remember in the summer of 1906, a year ago last summer—hot weather—that you and your husband went over to Guajardo's house when Joe Whipple was there acting as interpreter?

PAH-NAH-KA-THO. Yes, sir; I went there.

Senator CURTIS. Please state to the committee why you went over there.

PAH-NAH-KA-THO. I got on a wagon.

Senator CURTIS. But who told you to go over there?

PAH-NAH-KA-THO. A policeman.

Senator CURTIS. How many Indians went over in the wagon?

PAH-NAH-KA-THO. A good many of them.

Senator CURTIS. Was there any other interpreter there than Joe Whipple?

PAH-NAH-KA-THO. Mack Johnson was there that day.

Senator CURTIS. Was Tom Smith there that day?

PAH-NAH-KA-THO. I did not see him there.

Senator CURTIS. You did not see Tom Smith there that day?

PAH-NAH-KA-THO. No, sir.

Senator CURTIS. Did you sign any paper there with your husband that day that was read to you by Joe Whipple?

PAH-NAH-KA-THO. I did not sign anything.

Senator CURTIS. Did Joe Whipple or Mack Johnson or either of them ask you to sell your land to W. I. Chapman that day?

PAH-NAH-KA-THO. No, sir.

Senator CURTIS. Did Joe Whipple or Mack Johnson or either of them ask you to sell your land to W. L. Chapman that day?

PAH-NAH-KA-THO. No, sir; I did not talk with them.

Senator CURTIS. Did the policemen tell you what they would do with you if you did not go over there?

PAH-NAH-KA-THO. If we did not go over to Guajardo's house they would have us arrested.

Senator CURTIS. Is that why you went over?

PAH-NAH-KA-THO. Yes, sir.

Senator CURTIS. At that time did you go upstairs in Guajardo's house with your husband?

PAH-NAH-KA-THO. No, sir; I did not go upstairs; I stayed outside.

Senator CURTIS. Did you sign a paper there with your husband to sell your Oklahoma land?

PAH-NAH-KA-THO. No, sir.

Senator CURTIS. Did you sell your land to anybody?

PAH-NAH-KA-THO. No, sir.

Senator CURTIS. Do you know W. W. Ives?

PAH-NAH-KA-THO. No, sir; I do not.

Senator CURTIS. Do you know Mr. Bentley?

PAH-NAH-KA-THO. Yes, sir; I know him.

Senator CURTIS. Have you ever sold your land to Mr. Bentley?

PAH-NAH-KA-THO. I turned it over to him.

Senator CURTIS. For what purpose?

PAH-NAH-KA-THO. To make a reservation out here.

Senator CURTIS. Where did you sign that deed turning your land over to Mr. Bentley—at Eagle Pass?

PAH-NAH-KA-THO. At Eagle Pass.

Senator CURTIS. How many days was it before you turned the land over to Mr. Bentley that you were at Guajardo's house?

PAH-NAH-KA-THO. I do not know how many days; I do not remember.

Senator CURTIS. Did Mr. Bentley pay you any money?

PAH-NAH-KA-THO. I got some money from him.

Senator CURTIS. How much?

PAH-NAH-KA-THO. Fifty dollars.

Senator CURTIS. Was that in gold or Mexican?

PAH-NAH-KA-THO. In gold.

Senator CURTIS. When you were at Guajardo's house, did Conine, Whipple, Chapman, or Lobo give you any money?

PAH-NAH-KA-THO. I did not get any money there.

Senator CURTIS. Do you know Tony Alexander?

PAH-NAH-KA-THO. Yes, sir; I know him.

Senator CURTIS. Do you know when he was around trying to get the Indians to sign up checks—he and Doctor Conine?

PAH-NAH-KA-THO. They did what the rest of them did.

Senator CURTIS. Who did what the rest of them did?

PAH-NAH-KA-THO. Alexander did like Grimes.

Senator CURTIS. They were working for Grimes, were they?

PAH-NAH-KA-THO. Yes, sir.

Senator CURTIS. Did they try to get you to sign a check for money—a little paper like that [indicating a blank check]? I refer to Doctor Conine and Alexander.

PAH-NAH-KA-THO. No, sir.

Senator CURTIS. Did they ever give you any money at the First National Bank at Eagle Pass?

PAH-NAH-KA-THO. No, sir.

Senator CURTIS. Did you ever authorize Doctor Conine or Alexander or Chapman to buy land for you over in Mexico?

PAH-NAH-KA-THO. No, sir.

Mr. EMBRY. Did you ever turn your land over to Mr. Ives or make a deed to Mr. Ives?

PAH-NAH-KA-THO. No, sir; nobody but Mr. Bentley.

The witness was thereupon excused.

PAHNAHKETHTHO (a woman), having been first duly sworn, and her interpreter, Wahtheckona, having been similarly sworn, testified as follows:

Senator CURTIS. State your name to the committee.

PAHNAHKETHTHO. Pahnahkeththo.

Senator CURTIS. Do you own any land in Oklahoma?

PAHNAHKETHTHO. Yes, sir.

Senator CURTIS. How long have you been in Mexico?

PAHNAHKETHTHO. Four years.

Senator CURTIS. Were you near Muzquiz at the Kickapoo camp last summer?

PAHNAHKETHTHO. I was there.

Senator CURTIS. Do you know Doctor Conine?

PAHNAHKETHTHO. Yes, sir.

Senator CURTIS. Do you know Mack Johnson, the Kickapoo interpreter?

PAHNAHKETHTHO. Yes, sir.

Senator CURTIS. Do you know Joe Whipple?

PAHNAHKETHTHO. Yes, sir; I know him.

Senator CURTIS. Do you know Grimes and Chapman?

PAHNAHKETHTHO. Yes, sir; I know those men.

Senator CURTIS. Do you know about these men being out at the camp trying to get the Indians to sell Oklahoma land?

PAHNAHKETHTHO. Yes, sir.

Senator CURTIS. While you were there did they take a lot of Indians up to Guajardo's house in Muzquiz?

PAHNAHKETHTHO. The second time I was there.

Senator CURTIS. How many times did the Indians go up to Guajardo's house?

PAHNAHKETHTHO. Twice.

Senator CURTIS. The second time was Joe Whipple there, and Tom Smith?

PAHNAHKETHTHO. Joe Whipple was there.

Senator CURTIS. Did Joe act as interpreter and talk with them?

PAHNAHKETHTHO. I was down stairs. I do not know whether he interpreted or not.

Senator CURTIS. How did you come to go up there on that second trip?

PAHNAHKETHTHO. The policeman made me go over there.

Senator CURTIS. How many policemen?

PAHNAHKETHTHO. I do not know how many.

Senator CURTIS. What did the policemen say to you or do to you?

PAHNAHKETHTHO. I do not know what they took me down there for.

Senator CURTIS. What did they do to you and the other Indians?

PAHNAHKETHTHO. They said they had come out after me, the policemen, if I did not go to Guajardo's house.

Senator CURTIS. Did they say they would arrest you if you did not go?

PAHNAHKETHTHO. Yes, sir.

Senator CURTIS. Did you go in your husband's coach or one of the Mexican coaches?

PAHNAHKETHTHO. We drove in our own wagon.

Senator CURTIS. While you were at Guajardo's house did you at any time go upstairs where Joe Whipple and Doctor Conine and the others were?

PAHNAHKETHTHO. No, sir; I did not go upstairs.

Senator CURTIS. What white men, then, did you see there at Guajardo's house besides Doctor Conine that day?

PAHNAHKETHTHO. I saw Grimes there.

Senator CURTIS. Anybody else? Did you see Chapman there that day?

PAHNAHKETHTHO. I saw Chapman there that day.

Senator CURTIS. On that day or at any other time at Guajardo's house did you touch pen to sell your land to anybody?

PAHNAHKETHTHO. No, sir; I did not sign anything.

Senator CURTIS. Did you tell anyone else to sign anything for you?

PAHNAHKETHTHO. No, sir.

Senator CURTIS. Were you given any money at Guajardo's house?

PAHNAHKETHTHO. No, sir.

Senator CURTIS. Was your husband given any money there?

PAHNAHKETHTHO. No, sir.

Senator CURTIS. Do you know Tony Alexander?

PAHNAHKETHTHO. I know him.

Senator CURTIS. Do you know of his being around the camp trying to get Indians to sign papers?

PAHNAHKETHTHO. He came around the camp sometimes.

Senator CURTIS. What did the Indians say when they saw him coming? What did they call him?

PAHNAHKETHTHO. They talked about his mouth; they called him crooked mouth.

Mr. EMBRY. Did you give anyone else a deed to your land or turn it over to anyone else?

PAHNAHKETHTHO. No, sir.

Mr. EMBRY. Did you turn it over to Mr. Bentley?

PAHNAHKETHTHO. Yes, sir.

Mr. EMBRY. How much money did Mr. Bentley give you for it?

PAHNAHKETHTHO. One hundred dollars.

Mr. EMBRY. Mexican or American money?

PAHNAHKETHTHO. American.

Mr. EMBRY. Were you to get any more for it than just the \$100, or what was to be done with the land?

PAHNAHKETHTHO. I hired him to get a place down here in Mexico.

Mr. EMBRY. Mr. Bentley was to get a reservation in Mexico for you?

PAHNAHKETHTHO. Yes, sir.

Mr. EMBRY. Did you turn the land over to anybody else except Mr. Bentley?

PAHNAHKETHTHO. No, sir.

Mr. EMBRY. You did not make a deed to anyone except Mr. Bentley?

PAHNAHKETHTHO. No, sir.

Mr. BENTLEY. On the day you made the deed who was with you? Where did you make this deed?

PAHNAHKETHTHO. At Eagle Pass, Tex.

Mr. BENTLEY. Who was there when you made it?

PAHNAHKETHTHO. Ahkiskuck.

Mr. BENTLEY. Did not the man you touched the pen for tell you that Mrs. Bentley was going to hold lands so you could sell it?

PAHNAHKETHTHO. That is what they told me.

Mr. EMBRY. The \$100 was all the money that you were paid, was it?

PAHNAHKETHTHO. Yes, sir; that was all.

The witness was thereupon excused.

WAHPUCKWECHÉ (a woman) having been first duly sworn, and her interpreter, Wahtheckona, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

WAHPUCKWECHÉ. Wahpuckweche.

Senator CURTIS. Did you used to live in Oklahoma?

WAHPUCKWECHÉ. Yes, sir; I came from Oklahoma.

Senator CURTIS. Do you own any land in Oklahoma?

WAHPUCKWECHÉ. I have land over there in Oklahoma.

Senator CURTIS. Do you know Doctor Conine of Muzquiz?

WAHPUCKWECHÉ. Yes, sir; I have seen him sometimes.



Senator CURTIS. Do you know Mack Johnson, the Indian interpreter?

WAHPUCKWECHE. Yes, sir; I know him.

Senator CURTIS. Do you know Joe Whipple?

WAHPUCKWECHE. I know him.

Senator CURTIS. Do you know Grimes?

WAHPUCKWECHE. I have seen him there sometimes.

Senator CURTIS. Do you remember these men being at the Kickapoo Indian camp near Muzquiz to get the Indians to sign deeds to their Oklahoma lands?

WAHPUCKWECHE. I saw them around there.

Senator CURTIS. Did either of them ever talk to you about selling any of your land?

WAHPUCKWECHE. They did not try me.

Senator CURTIS. Do you remember the Indians coming over to Guajardo's house the second time?

WAHPUCKWECHE. Yes, sir.

Senator CURTIS. How many times did they go to Guajardo's house; how many different times did the Indians go there?

WAHPUCKWECHE. Twice.

Senator CURTIS. How many times did you go to Guajardo's house in the summer of 1906?

WAHPUCKWECHE. I went over there once.

Senator CURTIS. Is that the time they came down with Mexican coaches, or did you go over in your own wagon?

WAHPUCKWECHE. We drove our own teams.

Senator CURTIS. Was Joe Whipple there, and did he go with you?

WAHPUCKWECHE. Joe Whipple was there.

Senator CURTIS. What white men were there?

WAHPUCKWECHE. They were all the same men.

Senator CURTIS. Doctor Conine, and Grimes, and Chapman?

WAHPUCKWECHE. They were all there that you have named.

Senator CURTIS. How did you happen to go over; who told you to go?

WAHPUCKWECHE. The policemen.

Senator CURTIS. How many policemen were there?

WAHPUCKWECHE. I do not know just exactly how many were there.

Senator CURTIS. Did they have any pistols?

WAHPUCKWECHE. I did not pay any attention to them.

Senator CURTIS. Did you go upstairs at Guajardo's house?

WAHPUCKWECHE. They took us upstairs.

Senator CURTIS. Who talked to the Indians there and what was said to the Indians?

WAHPUCKWECHE. Joe Whipple was interpreting for them.

Senator CURTIS. What did he say the white men wanted the Indians to do?

• WAHPUCKWECHE. They told us to sign deeds to buy lands.

Senator CURTIS. To your Oklahoma land?

WAHPUCKWECHE. Yes, sir.

Senator CURTIS. What did the Indians say?

WAHPUCKWECHE. The Indians said they did not want to sign.

Senator CURTIS. Who talked to the Indians; did each Indian talk, or did just one Indian talk?

WAHPUCKWECHE. Neconopit was in there.

Senator CURTIS. Did he do the talking?

WAHPUCKWECHE. He was talking there.

Senator CURTIS. What did he say?

WAHPUCKWECHE. He told those people there that they were not going to sell their lands.

Senator CURTIS. Did you or your husband touch the pen there that day to sign any papers?

WAHPUCKWECHE. No, sir; I did not sign anything.

Senator CURTIS. Did Joe Whipple or Doctor Conine or anyone else sign a paper for you?

WAHPUCKWECHE. No, sir.

Senator CURTIS. Was any money paid to you there?

WAHPUCKWECHE. No, sir.

Senator CURTIS. Did you authorize anybody to put any money in the First National Bank at Eagle Pass for you?

WAHPUCKWECHE. No, sir.

Senator CURTIS. You did not sign a deed to Mr. Chapman or anybody else there that day, did you?

WAHPUCKWECHE. No, sir.

Senator CURTIS. Have you sold your land or turned it over to Mr. Bentley?

WAHPUCKWECHE. I turned it over to Mr. Bentley.

Senator CURTIS. What for?

WAHPUCKWECHE. To make up a reservation out here in Mexico.

Senator CURTIS. What was he to do with the land in Oklahoma, sell it?

WAHPUCKWECHE. Mr. Bentley knows what he was going to do with it.

Senator CURTIS. But I want to know if you know. Was he going to trade it for land in Mexico, or were you just going to trust him to do what he wanted to do with it?

WAHPUCKWECHE. He was going to exchange the land to get a reservation in Mexico.

Senator CURTIS. Did you live on your farm in Oklahoma?

WAHPUCKWECHE. I do not stay on my land.

Senator CURTIS. Was that good land in Oklahoma?

WAHPUCKWECHE. I do not know, but I have heard it has brush on it.

Senator CURTIS. You raised corn on it one year, did you not?

WAHPUCKWECHE. They farmed there once.

Senator CURTIS. Did Mr. Bentley give you any money?

WAHPUCKWECHE. He gave me \$100 at that time.

Senator CURTIS. Mexican or American money?

WAHPUCKWECHE. American.

Senator CURTIS. Do you know Mr. Ives, a man who lives up at Shawnee?

WAHPUCKWECHE. No, sir.

Mr. EMBRY. Did you ever make a deed or turn your land over to Mr. Ives?

WAHPUCKWECHE. I turned it over to Mr. Bentley.

Mr. BENTLEY. I have overlooked one thing. Have you ever seen Okamah drunk?

WAHPUCKWECHE. No, sir.

Mr. BENTLEY. Have you ever seen Ahkiskuck drunk?

WAHPUCKWECHE. No, sir.

Mr. BENTLEY. Is there any man in this room now who drinks whisky except Johnny Mine?

WAHPUCKWECHE. All these here do not drink whisky.

Senator CURTIS. Mack Johnson drinks, does he not?

WAHPUCKWECHE. Mack Johnson drinks whisky.

Senator CURTIS. He was the interpreter that Grimes and those people had, was he not?

WAHPUCKWECHE. Yes, sir; he was there. He must have been interpreting.

Senator CURTIS. George Kishketon was interpreter, too, up there in Muzquiz, was he not?

WAHPUCKWECHE. I did not see George Kishketon.

Senator CURTIS. Did Joe Whipple drink?

WAHPUCKWECHE. He drank whisky.

The witness was thereupon excused, and at 12.30 o'clock the subcommittee took a recess until 1.30 p. m.

#### AFTER RECESS.

WAHNAHKETHAHAH, having been first duly sworn and his interpreter, WAHTHECKONA, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

WAHNAHKETHAHAH. Wahnahkethahah.

Senator CURTIS. Are you a Kicking Kickapoo Indian?

WAHNAHKETHAHAH. Yes, sir.

Senator CURTIS. Do you own land in Oklahoma?

WAHNAHKETHAHAH. I have land over there.

Senator CURTIS. How far is your land from Shawnee?

WAHNAHKETHAHAH. It is right next to where there used to be a fair ground.

Senator CURTIS. Right next to the city?

WAHNAHKETHAHAH. Yes, sir.

Senator CURTIS. Did you ever farm it?

WAHNAHKETHAHAH. Yes, sir; I have it in cultivation.

Senator CURTIS. How long since you lived in Oklahoma?

WAHNAHKETHAHAH. It has been five years ago.

Senator CURTIS. Have you been back there since?

WAHNAHKETHAHAH. I went back once to visit there.

Senator CURTIS. About how long ago?

WAHNAHKETHAHAH. About four years.

Senator CURTIS. Did you live over at Muzquiz last year?

WAHNAHKETHAHAH. I stayed where the camp is.

Senator CURTIS. You were over at the camp near Muzquiz?

WAHNAHKETHAHAH. Yes, sir.

Senator CURTIS. How long were you there at that camp—the San Francisco ranch?

WAHNAHKETHAHAH. I stayed there about four years all the time.

Senator CURTIS. Were you there last spring and summer a year ago, May, June, July, and August, 1906, when Doctor Conine and Grimes and Chapman and Al Brown and Moore and those white men were there trying to get the Indians to sell their Oklahoma lands?

WAHNAHKETHAHAH. I was there.

Senator CURTIS. Were you there the first time they came out to the camp?

WAHNAHKETHAHAH. I stayed at home.

Senator CURTIS. Who was their interpreter; who talked for them out at the camp?

WAHNAHKETHAHAH. Mack Johnson.

Senator CURTIS. Did Mack Johnson talk to you for those white men out at the camp?

WAHNAHKETHAHAH. No, sir; he did not.

Senator CURTIS. Did any of the white men there ask you to sell your land in Oklahoma?

WAHNAHKETHAHAH. No, sir.

Senator CURTIS. Were you there the day all the Indians went up to Guajardo's house in Muzquiz the first time?

WAHNAHKETHAHAH. I was there at that time.

Senator CURTIS. Tell the committee how many white men came out and how many coaches they had and what they did the first time.

WAHNAHKETHAHAH. I did not count the coaches; I just rode on horseback.

Senator CURTIS. Did you go up town with them?

WAHNAHKETHAHAH. I went up with them.

Senator CURTIS. Were there any policemen there?

WAHNAHKETHAHAH. I saw Mexican policemen there.

Senator CURTIS. Did any of them have pistols? Doctor Conine or anyone else?

WAHNAHKETHAHAH. I saw pistols—the policemen had pistols.

Senator CURTIS. Did you go up to Guajardo's house that day with the Indians?

WAHNAHKETHAHAH. I went up that day to Guajardo's house. They stopped the Indians close to town and they returned to Guajardo's house.

Senator CURTIS. Who stopped the Indians?

WAHNAHKETHAHAH. The policemen.

Senator CURTIS. Now proceed and tell what they did.

WAHNAHKETHAHAH. When they got to Guajardo's house the Indians were sitting outside in the yard.

Senator CURTIS. Did that man who stopped them and turned them up to Guajardo's house have a gun in his hand?

WAHNAHKETHAHAH. Yes, sir; the policemen were around there with pistols.

Senator CURTIS. When you arrived up at Guajardo's house did you go upstairs?

WAHNAHKETHAHAH. I went upstairs in the room.

Senator CURTIS. What was said there to the Indians about selling their land, and who did the talking for the white men the first time at the time Pakotah was taken from the jail?

WAHNAHKETHAHAH. Those people talked to him.

Senator CURTIS. Who talked to him?

WAHNAHKETHAHAH. Guajardo.

Senator CURTIS. What did he say?

WAHNAHKETHAHAH. Guajardo said those Mexican lawyers were in there; that the "President sent those men down there to help the Indians to fix the business here."

Senator CURTIS. The Mexican lawyers were down there to help the Indians to fix their business?

WAHNAHKETHAHAH. Yes, sir.

Senator CURTIS. What did they say about selling their lands?

WAHNAHKETHAHAH. They did not talk about deeds to sign.

Senator CURTIS. You say they did not talk about it?

WAHNAHKETHAHAH. No, sir; they told him to tell the lawyers what he knew about it.

Senator CURTIS. What did he tell the lawyers?

WAHNAHKETHAHAH. He told the lawyers, "I am not chief of these Kickapoos; you drive them downstairs. You all can talk to me." He made the other Indians go downstairs just by himself. I stayed there by myself.

Senator CURTIS. You were there alone?

WAHNAHKETHAHAH. Yes, sir; I was there alone.

Senator CURTIS. Did they bring the other people upstairs?

WAHNAHKETHAHAH. No, sir; they made them go downstairs in the yard and stay there.

Senator CURTIS. Did they ask you to sign any papers there?

WAHNAHKETHAHAH. No, sir.

Senator CURTIS. Who acted as interpreter for the white men and Mexicans?

WAHNAHKETHAHAH. William Murdock was their interpreter.

Senator CURTIS. Was Mack Johnson there?

WAHNAHKETHAHAH. He was there, too.

Senator CURTIS. State if any Indians signed any papers or deeds there.

WAHNAHKETHAHAH. They did not go upstairs; nobody did not sign.

Senator CURTIS. Was Doctor Conine and the other white men there?

WAHNAHKETHAHAH. They were all of them there.

Senator CURTIS. Whom do you mean by all of them—Doctor Conine?

WAHNAHKETHAHAH. Yes, sir.

Senator CURTIS. Grimes and Chapman?

WAHNAHKETHAHAH. Doctor Conine was there, too, and Grimes.

Senator CURTIS. Was Chapman there?

WAHNAHKETHAHAH. I do not know the names, but I saw some of them.

Senator CURTIS. Did you sign any deed there or touch a pen to any paper?

WAHNAHKETHAHAH. No, sir; I did not sign anything.

Senator CURTIS. Did any of the other Indians?

WAHNAHKETHAHAH. No, sir; they did not sign.

Senator CURTIS. How many times were you at Guajardo's house?

WAHNAHKETHAHAH. I went there twice.

Senator CURTIS. When was the next time you went, and how did you come to go?

WAHNAHKETHAHAH. They came around there in the camp where the camp was.

Senator CURTIS. I want to go back to the first day. Was Stanley, the Caddo Indian, there the first day you were at Guajardo's house?

WAHNAHKETHAHAH. I did not see him; I do not know.

Senator CURTIS. Was Outcalt there the first day?

WAHNAHKETHAHAH. I do not know him.

Senator CURTIS. The second time you went to Guajardo's house, how did you happen to go up there? Tell us all about it—that was in August when Joe Whipple was there?

WAHNAHKETHAHAH. They made the Indinas scared and made them go.

Senator CURTIS. Where did they make the Indians scared—at the camp?

WAHNAHKETHAHAH. They went around the camp and made them go to Guajardo.

Senator CURTIS. Who did it?

WAHNAHKETHAHAH. The Mexican policemen and Al. Brown.

Senator CURTIS. Was Grimes or Conine there?

WAHNAHKETHAHAH. Grimes and Doctor Conine were there.

Senator CURTIS. Did they go to each camp and tell them to go?

WAHNAHKETHAHAH. Yes, sir; they went to each camp.

Senator CURTIS. How did they go up there to Guajardo's house?

WAHNAHKETHAHAH. They brought some coaches there.

Senator CURTIS. Who brought some coaches?

WAHNAHKETHAHAH. A coachman brought them.

Senator CURTIS. Did you go in a coach or in your own wagon?

WAHNAHKETHAHAH. I went on my own horse, on horseback.

Senator CURTIS. When you got up to Guajardo's house the second time, who was there?

WAHNAHKETHAHAH. They took me first upstairs at Guajardo's house.

Senator CURTIS. Did they take the other Indians upstairs?

WAHNAHKETHAHAH. They did not go upstairs—nobody.

Senator CURTIS. You went upstairs first yourself?

WAHNAHKETHAHAH. Yes, sir.

Senator CURTIS. What did they say to you?

WAHNAHKETHAHAH. They told me to touch the pen there.

Senator CURTIS. Did you do it?

WAHNAHKETHAHAH. I did not do it.

Senator CURTIS. What did they want you to touch a pen for?

WAHNAHKETHAHAH. They said, "You touch this pen and there is money for you at Eagle Pass; \$15,000 there for you; that is the reason you touch this pen."

Senator CURTIS. Did you touch it?

WAHNAHKETHAHAH. No, sir; I did not sign.

Senator CURTIS. Did they give you any money?

WAHNAHKETHAHAH. No, sir; I did not get any.

Senator CURTIS. Did they tell you there was \$15,000 for you at Eagle Pass if you would touch the pen?

WAHNAHKETHAHAH. Yes, sir.

Senator CURTIS. Did they give you any money there that day?

WAHNAHKETHAHAH. They did not give me a cent—not a single cent.

Senator CURTIS. Did any other Indians sign or touch pen there that day for their lands?

WAHNAHKETHAHAH. I was in the room and did not see anybody touch the pen. They were downstairs; all of them in the yard.

Senator CURTIS. How much is your land in Oklahoma worth?

WAHNAHKETHAHAH. I do not know how much it would be worth. Senator CURTIS. But you would not sell it to those people and would not touch the pen for the \$15,000?

WAHNAHKETHAHAH. No, sir; I would not sign.

Senator CURTIS. Do you know Mr. M. J. Bentley?

WAHNAHKETHAHAH. Yes, sir.

Senator CURTIS. Did you ever have any business transactions with him about your land in Oklahoma?

WAHNAHKETHAHAH. Yes, sir; with Mr. and Mrs. Bentley; both of them.

Senator CURTIS. Did you turn the land over to them?

WAHNAHKETHAHAH. I did, to get the place out here in Mexico. That was the reason I turned it over to Mr. Bentley.

Senator CURTIS. Was there any understanding about how long Mr. Bentley should keep it.

WAHNAHKETHAHAH. I do not know how long he was going to keep it.

Senator CURTIS. Did they buy any land in Mexico?

WAHNAHKETHAHAH. He bought land in Mexico.

Senator CURTIS. Why did they leave that land in Muzquiz?

WAHNAHKETHAHAH. That was a thing that you all come down here to find out about that business.

Senator CURTIS. That is what you want to tell us about?

WAHNAHKETHAHAH. It is not good for Indians to stay at Muzquiz. They bother them too much.

Senator CURTIS. Who bothers them?

WAHNAHKETHAHAH. The Grimes people.

Senator CURTIS. Did you ever sell your land to Chapman, your land in Oklahoma?

WAHNAHKETHAHAH. No, sir; I did not sign anything.

Senator CURTIS. Did Mr. Bentley pay you any money when you made your deed to Mr. Bentley or Mrs. Bentley?

WAHNAHKETHAHAH. One hundred dollars gold.

Senator CURTIS. Has he given you any more money?

WAHNAHKETHAHAH. Yes, sir; I have gotten money from Mr. Bentley since that. He knows all about it.

Senator CURTIS. But we want you to tell us how much did he give you that you know of?

WAHNAHKETHAHAH. The second time I got \$200 from Mr. Bentley.

Senator CURTIS. Gold or Mexican?

WAHNAHKETHAHAH. Gold.

Senator CURTIS. Did you get any more from him?

WAHNAHKETHAHAH. That was all, just twice.

Senator CURTIS. Why did you not go back to Oklahoma and live on this place you sold?

WAHNAHKETHAHAH. I do not like it up there.

Senator CURTIS. Why do you like it down here in Mexico, where they have no water, and you can not raise anything?

WAHNAHKETHAHAH. The way I like it is just like it is in Mexico.

Senator CURTIS. Do the Kickapoos want to hold the land in common, go back to tribal relations, and have the land altogether? Is that what you want? Do you want to have all the Indians own all their land together; just have one reservation?

WAHNAHKETHAHAH. That is what I mean.

Mr. BENTLEY. When you have come to me and wanted money, have I not always given it to you? If you came and told me you wanted some money, did I not always give it to you?

WAHNAHKETHAHAH. I do not know how much you gave me.

Mr. BENTLEY. But at any time when you came and wanted money, have I not always given it to you. If your wagon was broken and you were hungry and wanted money, have I not always given it to you?

WAHNAHKETHAHAH. When I wanted money you gave it to me all the time.

Mr. EMERY. Do you know how many times Mr. Bentley has given you money?

WAHNAHKETHAHAH. Yes, sir.

Mr. EMBRY. How many times?

WAHNAHKETHAHAH. I got \$100 the first time, and the second time it was \$200.

Mr. EMBRY. What other time did Mr. Bentley ever pay you any money?

WAHNAHKETHAHAH. I wanted horses and went over there to Mr. Bentley and I got from Mr. Bentley \$25.

Mr. EMBRY. When did you get any other money from Mr. Bentley?

WAHNAHKETHAHAH. That was about all.

Mr. EMBRY. Where were you when you got this \$200—where did you get it from Mr. Bentley?

WAHNAHKETHAHAH. At Eagle Pass.

Mr. EMBRY. When was that?

WAHNAHKETHAHAH. Last year.

Mr. EMBRY. How long after you got the \$100 was it that you got the \$200?

WAHNAHKETHAHAH. That was the second time when I got that in Eagle Pass, that \$200.

Mr. EMBRY. Was not that \$200 you got from Mr. Bentley your Government money that was paid to you at Eagle Pass about a year ago?

WAHNAHKETHAHAH. I got \$200.

Mr. EMBRY. I asked you if that was not your \$200 Government that you got from Mr. Bentley about a year ago?

WAHNAHKETHAHAH. I think so.

Mr. EMBRY. Did you get any other money than this \$200 from the bank at Eagle Pass about a year ago?

WAHNAHKETHAHAH. No, sir.

Mr. BENTLEY. At the time you got the \$200, was not that when Okemah and Jim Deer—after I got out of Mexico just a few days they came over to Eagle Pass; was that one time you got \$200 there at the Border National Bank?

WAHNAHKETHAHAH. Yes, sir; \$200.

Mr. BENTLEY. It was \$250 that you got; it was \$500 Mexican that I gave you at that time; it was Mexican money.

WAHNAHKETHAHAH. I did not get any \$250.

Mr. BENTLEY. I will try to fix the time. Do you not remember the time when there was a whole lot of Indians there making deeds at the Border National Bank, and you and I went up in a little room at the front end of the bank and went around and sat down and I



counted you the Mexican money? Do you know how much Mexican money I paid you that day when you came out with Mr. Sweeney?

WAHNAHKETHAH. I do not remember about that.

Mr. BENTLEY. Do you remember the time that Wahpohoko and Okemah and Jim Deer and a whole lot of them came to Sabinas and got on a train and came with Sweeney over to Eagle Pass? They drove down; they followed Sweeney. He went ahead, and they all got in the train and came to C. P. Diaz, and then came across the river over to the bank. Do you remember that time?

WAHNAHKETHAH. That is all that you gave me. I do not remember that.

Mr. BENTLEY. It was the time Noten was there and Jim Deer, and they all made new deeds. I paid Noten \$100 that day and paid Jim Deer and all of them that made new deeds, and I paid you a little more. You and I went up in the front of the bank and I paid you in Mexican money that day. That was five or six days maybe after I got out of Mexico when they had me in jail.

WAHNAHKETHAH. I did not get any money that time. You went over there to Eagle Pass, but I did not get any money.

The witness was thereupon excused.

OQUEMAHAHTHEM, having been first duly sworn, and his interpreter, Wahtheckona, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

OQUEMAHAHTHEM. Oquemahahthem.

Senator CURTIS. Are you a Kickapoo Indian?

OQUEMAHAHTHEM. Yes, sir.

Senator CURTIS. How long since you left Oklahoma?

OQUEMAHAHTHEM. It has been five years ago.

Senator CURTIS. Do you own any land in Oklahoma?

OQUEMAHAHTHEM. Yes, sir; I have land over there.

Senator CURTIS. Did you ever live on that land?

OQUEMAHAHTHEM. I do not live on it.

Senator CURTIS. Were you in Mexico at the Kickapoo Indian camp near Muzquiz a year ago last May, June, July, and August?

OQUEMAHAHTHEM. Yes, sir; I was there.

Senator CURTIS. Do you know Doctor Conine, of Muzquiz?

OQUEMAHAHTHEM. Yes, sir; he was there.

Senator CURTIS. Do you know Grimes, of Oklahoma?

OQUEMAHAHTHEM. Yes, sir.

Senator CURTIS. Do you know Chapman?

OQUEMAHAHTHEM. Yes, sir.

Senator CURTIS. Do you know George Outcalt?

OQUEMAHAHTHEM. Yes, sir; I know him.

Senator CURTIS. Do you know Thackery, the United States Indian agent?

OQUEMAHAHTHEM. Yes, sir.

Senator CURTIS. Some time last spring a year ago, in May or June, did Outcalt and Thackery come out to the camp?

OQUEMAHAHTHEM. Yes, sir.

Senator CURTIS. What did they say to the Indians there or to you?

OQUEMAHAHTHEM. Mr. Thackery called me away in the night outside somewhere.

Senator CURTIS. What did he say to you?

OQUEMAHAHTHEM. Mr. Thackery was in the brush somewhere, and they called me over there.

Senator CURTIS. What did he say?

OQUEMAHAHTHEM. I could not find him. I had a hard time to find him.

Senator CURTIS. Did you find him?

OQUEMAHAHTHEM. Yes, sir.

Senator CURTIS. What did you say to each other there?

OQUEMAHAHTHEM. He told me, "This is what I came down here to make the Indians sign."

Senator CURTIS. Sign what?

OQUEMAHAHTHEM. About the land.

Senator CURTIS. Did he say anything about lease money?

OQUEMAHAHTHEM. He said that—Mr. Thackery said—he had lease money there for the Indians. If the Indians signed this paper, "I will give the lease money to them."

Senator CURTIS. Did Thackery ask you to sign a deed at any time?

OQUEMAHAHTHEM. He told me to sign.

Senator CURTIS. Whom was the deed to go to; whom was the land to be sold to?

OQUEMAHAHTHEM. It was about my land. I guess.

Senator CURTIS. You do not mean that Thackery wanted to buy your land or sell your land to anybody, do you?

OQUEMAHAHTHEM. Thackery was trying to buy my land.

Senator CURTIS. Did he offer you any money besides the lease money for it?

OQUEMAHAHTHEM. He did not offer me any money.

Senator CURTIS. Nothing but the lease money?

OQUEMAHAHTHEM. No, sir; nothing but the lease money.

Senator CURTIS. Did you sign up for your lease money?

OQUEMAHAHTHEM. No, sir; I did not sign.

Senator CURTIS. Did you get your lease money?

OQUEMAHAHTHEM. No, sir.

Senator CURTIS. What did Outcalt say to you?

OQUEMAHAHTHEM. He said, "There is your friend Thackery."

Senator CURTIS. Outcalt said Thackery was your friend?

OQUEMAHAHTHEM. Yes, sir; "He came down here to see you."

Senator CURTIS. What else did he say?

OQUEMAHAHTHEM. George Outcalt said that was good for him to do that.

Senator CURTIS. Do what?

OQUEMAHAHTHEM. About Bentley, and George said, "You will lose your money if you turn it over to Bentley."

Senator CURTIS. You would lose your land if you turned it over to Bentley?

OQUEMAHAHTHEM. Yes, sir.

Senator CURTIS. What did you say?

OQUEMAHAHTHEM. I told him I could not do it.

Senator CURTIS. Could not do what?

OQUEMAHAHTHEM. I told Thackery when they first came into this world, the white people—since that time you have been trying to get the Indians to be poor—skinning the Indians. This earth or world

is about as big as my finger nail, and a mighty little one now. I told Thackery what the Indians had left.

Senator CURTIS. What else did you say?

OQUEMAHAHTHEM. He said, "All right."

Senator CURTIS. Thackery said, "All right?"

OQUEMAHAHTHEM. Yes, sir.

Senator CURTIS. Did you have any more talks with Outcalt or Thackery?

OQUEMAHAHTHEM. Thackery said, "You are right." Thackery told me I was all right; I had good sense, and said, "Take a drink of this mescal—a little bit." He gave me whisky.

Senator CURTIS. Who gave you whisky?

OQUEMAHAHTHEM. Thackery and George Outcalt.

Senator CURTIS. Did they give you whisky or mescal?

OQUEMAHAHTHEM. Yes, sir; mescal.

Senator CURTIS. Did you drink it?

OQUEMAHAHTHEM. No, sir; I did not drink it.

Senator CURTIS. Did you have any more talks with him?

OQUEMAHAHTHEM. I got up and went away.

Senator CURTIS. Who acted as interpreter that night?

OQUEMAHAHTHEM. Mack Johnson.

Senator CURTIS. State if you had any talk with Doctor Conine and Grimes and Chapman about selling your lands.

OQUEMAHAHTHEM. I talked with Grimes.

Senator CURTIS. What did he say?

OQUEMAHAHTHEM. He came down there to see me.

Senator CURTIS. Grimes said he came down there to see you?

OQUEMAHAHTHEM. Yes, sir.

Senator CURTIS. What else did he say?

OQUEMAHAHTHEM. He told me, "This is your land; there is your land."

Senator CURTIS. What did he tell you?

OQUEMAHAHTHEM. "That is your land."

Senator CURTIS. What did he want to do with the land?

OQUEMAHAHTHEM. He wanted to buy the land from me.

Senator CURTIS. Just tell the committee all about it.

OQUEMAHAHTHEM. He said that Mr. Bentley would do wrong by me.

Senator CURTIS. Who said that?

OQUEMAHAHTHEM. Grimes.

Senator CURTIS. Grimes said Bentley would do wrong by you?

OQUEMAHAHTHEM. Yes, sir. He said: "If you will sell this land to me I will put money in your hands." I told Mr. Grimes I could not do it. He was going to put more money in my hands. I said, "Where did you get that money?"

Senator CURTIS. You asked Grimes where he got that money that he was going to put in your hands?

OQUEMAHAHTHEM. Yes, sir. I said, "That must be mine that you carry in your pocket." I told Grimes that. I told Grimes, "You might get that money from across the ocean." I told Grimes, "Everything in this world belongs to me."

Senator CURTIS. Everything that was on the earth belongs to the Indians?

OQUEMAHAHTHEM. Yes, sir. He said, "What do you know about that?"

Senator CURTIS. What did you say?

OQUEMAHAHTHEM. I said the God gave me that as long as this world would be. That is what the paper was made for.

Senator CURTIS. The paper was made as long as the world lasts?

OQUEMAHAHTHEM. Yes, sir; that makes you know this business in the world.

Senator CURTIS (to the interpreter). I do not think you got that right. What did he say?

INTERPRETER. He says that makes you know about this money.

Senator CURTIS. "That makes you (Grimes) know about this money?"

INTERPRETER. He said the paper—what was on there—is what God makes you know about.

Senator CURTIS. God makes you know about what was written on the paper?

OQUEMAHAHTHEM. Yes, sir.

Senator CURTIS. Did you say that to Grimes?

OQUEMAHAHTHEM. I told Grimes about that. I told Grimes, "I just told you a little bit about that."

Senator CURTIS. I do not care what you told Grimes about the matter, but I want you to tell the committee about selling your land; what you said to Grimes—whether you would sell the land or would not sell it.

OQUEMAHAHTHEM. Grimes told me, "I am not going to do that."

Senator CURTIS. Do what?

OQUEMAHAHTHEM. Grimes told me, "I am not going to tell you nothing no more."

Senator CURTIS. Did you have any talk with Outcalt, Conine, or Chapman about selling your land to them?

OQUEMAHAHTHEM. Grimes told me he would be over there the next day, to-morrow.

Senator CURTIS. Did he come over the next day?

OQUEMAHAHTHEM. He came over there.

Senator CURTIS. Over where?

OQUEMAHAHTHEM. In the woods or brush somewhere.

Senator CURTIS. What occurred over there? Did you see Grimes?

OQUEMAHAHTHEM. There was some mescal there.

Senator CURTIS. Who had it there?

OQUEMAHAHTHEM. I saw two men lying around there pretty full.

Senator CURTIS. Who were they?

OQUEMAHAHTHEM. Grimes and one of them that has a split mouth.

Senator CURTIS. That is Alexander?

OQUEMAHAHTHEM. Alexander. He made me scared when he first came there to see me.

Senator CURTIS. He scared you, did he?

OQUEMAHAHTHEM. Yes, sir; I thought they had got killed, the way they had been laying around.

Senator CURTIS. Did he talk with you about your land?

OQUEMAHAHTHEM. Doctor Conine was trying to get me to sign.

Senator CURTIS. What did Doctor Conine say to you?

OQUEMAHAHTHEM. Doctor Conine told me to sign.

Senator CURTIS. What did you say to him?

OQUEMAHAHTHEM. Doctor Conine told me to go to Muzquiz the next day—to-morrow.

Senator CURTIS. What did you say?

OQUEMAHAHTHEM. I said, "I am not going to do that." I told Doctor Conine that.

Senator CURTIS. Now proceed and tell us what occurred?

OQUEMAHAHTHEM. I just told him, "I am afraid of our Father—of God."

Senator CURTIS. You were afraid of God if you sold your land?

OQUEMAHAHTHEM. Yes, sir; if I sold my land I could be afraid of God. That is all I was talking about.

Senator CURTIS. Did you see this man any more and talk about selling your land before you went to Guajardo's house?

OQUEMAHAHTHEM. I saw him.

Senator CURTIS. Where?

OQUEMAHAHTHEM. Just outside of where he camped; is in the woods somewhere. I did not see him around the camp, but in the woods.

Senator CURTIS. Did you talk with him out there in the woods?

OQUEMAHAHTHEM. No, sir.

Senator CURTIS. Do you remember going over to Guajardo's house one morning?

OQUEMAHAHTHEM. Yes, sir; that was the first time.

Senator CURTIS. You went up there once, did you?

OQUEMAHAHTHEM. I went up there the first time.

Senator CURTIS. Who took you up there the first time?

OQUEMAHAHTHEM. I drove my wagon; just went around there to see the Indians, what they were doing there.

Senator CURTIS. They did not take you up in the coaches, did they?

OQUEMAHAHTHEM. No, sir; I drove my own wagon.

Senator CURTIS. Did you go upstairs in Guajardo's house that day?

OQUEMAHAHTHEM. After Guajardo talked to me then I went upstairs after that.

Senator CURTIS. What was said to you or any of the other Indians there?

OQUEMAHAHTHEM. They told the Indians there was a paper. We want you to sign deeds.

Senator CURTIS. What was said?

OQUEMAHAHTHEM. I saw these men around there, the lawyers, I think. They said the President had sent these lawyers down there; Guajardo said that.

Senator CURTIS. What else was said?

OQUEMAHAHTHEM. That is all I know about it—what I have been telling you. I was standing outside close to the wall.

Senator CURTIS. Did you talk to Guajardo or any of these lawyers who were there?

OQUEMAHAHTHEM. I stepped over there and sat down close to them. Guajardo said if the fellow wants to talk to these lawyers he can talk to them, and I went over there and sat down.

Senator CURTIS. Did you talk to the lawyers?

OQUEMAHAHTHEM. Yes, sir.

Senator CURTIS. What did you say to them?

OQUEMAHAHTHEM. After I sat down in the chair Guajardo took a pistol out and laid it on the table, and I looked at that pistol to see how it looked. It was a .44. Guajardo told me, "You see the jail house over there," after he took the pistol out. "If you do not sign the deed you go to that jail house and stay there." Guajardo said that to me.

Senator CURTIS. What did anybody else say?

OQUEMAHAHTHEM. The rest of them, the wolves, were standing around there.

Senator CURTIS. Whom do you mean by the wolves?

OQUEMAHAHTHEM. Doctor Conine and Grimes.

Senator CURTIS. Who else?

OQUEMAHAHTHEM. I do not know the names of the rest of them.

Senator CURTIS. Was the red-headed man there?

OQUEMAHAHTHEM. Yes, sir; Al Brown was there. One was a kind of poor fellow. I used to see him in Shawnee.

Senator CURTIS. That was Chapman, from Shawnee?

OQUEMAHAHTHEM. And Cal Moore.

Senator CURTIS. Was that poor man a man who used to be in the First National Bank at Shawnee?

OQUEMAHAHTHEM. Just the fellow that worked on the farm; Cal Moore was his name.

Senator CURTIS. What did they say?

OQUEMAHAHTHEM. Those other white men did not say anything.

Senator CURTIS. Did you touch a pen there that afternoon to sign away your land?

OQUEMAHAHTHEM. I am not through with this that I am talking about. After that I heard Guajardo say to sign that. How it was going to be if we did not sign. I told Guajardo, "You try to get us to do something here that we won't sleep at night. You see what you are doing here. You will feel sorry about that. That is going to come around to you," what he was writing on the paper. "I will just tell you a little bit about that what you are going to do there." He said, "Here are your friends; they turn over to you these; you look after them; you look after your friends." I told Guajardo "Me and you are friends."

Senator CURTIS. Now repeat that. What did you say?

OQUEMAHAHTHEM. I told Guajardo I did not know what he was going to do. I said "You are trying to make the Indians do what they are prohibited from doing."

Senator CURTIS. Did you touch the pen there that afternoon?

OQUEMAHAHTHEM. No, sir; I did not sign anything.

Senator CURTIS. Did you sell your land there that afternoon to Chapman?

OQUEMAHAHTHEM. No, sir.

Senator CURTIS. Did they give you \$600 there that afternoon?

OQUEMAHAHTHEM. No, sir.

Senator CURTIS. Did you authorize them to put any money in the First National Bank for you?

OQUEMAHAHTHEM. No, sir.

Senator CURTIS. Did you draw any money out of the First National Bank?

OQUEMAHAHTHEM. No, sir.

Senator CURTIS. Did you ever sign a check for Doctor Conine in the pre-nce of Tony Alexander and Mack Johnson, to draw money out of the First National Bank, a paper like this [indicating a blank check]?

OQUEMAHAHTHEM. No, sir.

Senator CURTIS. Did you ever sign a paper like that [indicating a check]; did you ever sign your name or touch a pen to it?

OQUEMAHAHTHEM. No, sir; I did not sign anything.

Senator CURTIS. Did Doctor Conine or Tony Alexander give you any money?

OQUEMAHAHTHEM. They did not give me any money.

Senator CURTIS. Were you at Guajardo's house the second time, the time the second group of Indians went up there when Joe Whipple was up there?

OQUEMAHAHTHEM. I did not go up there that time.

Senator CURTIS. Do you know Mr. Bentley?

OQUEMAHAHTHEM. Yes, sir.

Senator CURTIS. Did you ever sell your land to Mr. Bentley?

OQUEMAHAHTHEM. I turned my land over to him.

Senator CURTIS. What was Mr. Bentley to do with your land?

OQUEMAHAHTHEM. To change the allotments to Mexico.

Senator CURTIS. To get some land in Mexico, you mean?

OQUEMAHAHTHEM. Yes, sir; a reservation there.

Senator CURTIS. Did you want to help buy a reservation there for yourself and the other Kickapoos?

OQUEMAHAHTHEM. That is what I wanted. That is the way I wanted it.

Senator CURTIS. Did you ever make a deed to Mr. Ives that you know of?

OQUEMAHAHTHEM. Yes, sir.

Senator CURTIS. Why did you make a deed to Mr. Ives; did Mr. Bentley ask you to?

OQUEMAHAHTHEM. Yes, sir; Mr. Bentley told me to put it in Mr. Ives's name.

Senator CURTIS. Was Mr. Bentley to handle it; or Ives to handle it, to make the trade?

OQUEMAHAHTHEM. Mr. Bentley turned it over to him after I turned it over to Mr. Bentley.

Senator CURTIS. After you turned it over to Mr. Bentley, Mr. Bentley turned it over to Mr. Ives.

OQUEMAHAHTHEM. Yes, sir.

Senator CURTIS. Did Mr. Ives give you any money?

OQUEMAHAHTHEM. No, sir.

Senator CURTIS. Did Mr. Bentley give you any money?

OQUEMAHAHTHEM. Yes, sir; Mr. Bentley did.

Senator CURTIS. How much?

OQUEMAHAHTHEM. One hundred dollars.

Senator CURTIS. Gold?

OQUEMAHAHTHEM. Gold.

Senator CURTIS. Did Mr. Bentley give you any more money at any other time than the time he gave you \$100? Did he pay any debts for you, any store debts?

OQUEMAHAHTHEM. I got money from him once.

Senator CURTIS. Once again?

OQUEMAHAHTHEM. Yes, sir.

Senator CURTIS. What for?

OQUEMAHAHTHEM. That was Government money.

Senator CURTIS. How much?

OQUEMAHAHTHEM. \$1.500 Government money. That was my wife's money that Mr. Bentley gave me.

Senator CURTIS. Your wife got \$1,500.

OQUEMAHAHTHEM. Yes, sir; that dead woman.

Mr. BENTLEY. He refers to some dead money when I cashed a check for him.

WITNESS. That check has not come yet. I did not get the money. It was a receipt.

Mr. BENTLEY. It was for some dead land and I gave him the money, and we never got the paper that he is talking about.

Mr. EMBRY. When Mr. Thackery came out to the camp and wanted you to sign the paper, was not that a paper which Thackery wanted you to sign, so that you would get your lease money?

OQUEMAHAHTHEM. Thackery told me to sign.

Mr. EMBRY. It was a receipt or paper so you could get his lease money, was it?

OQUEMAHAHTHEM. I did not sign anything.

Mr. EMBRY. Mr. Thackery asked you to sign so that you would get your lease money, did he not?

OQUEMAHAHTHEM. About my land. That was all Thackery told me.

Mr. EMBRY. Mr. Thackery told you he had some lease money for you, if you would sign that paper, did he not?

OQUEMAHAHTHEM. No, sir. He did not say that.

Mr. EMBRY. Why did not Mr. Thackery pay you the lease money?

OQUEMAHAHTHEM. I do not know why. He did not give any Indians lease money.

Mr. EMBRY. Was that the time that Outcalt told you that Thackery was your friend when Thackery wanted you to sign that paper about the lease money?

OQUEMAHAHTHEM. Yes, sir.

Mr. EMBRY. Who was it that offered you that mescal?

OQUEMAHAHTHEM. There were two of them there, Thackery and George Outcalt.

Mr. EMBRY. Which one was it, Thackery or George Outcalt that asked you to take the mescal?

OQUEMAHAHTHEM. Thackery told me to take it.

Mr. EMBRY. What did Thackery offer you mescal for?

OQUEMAHAHTHEM. After we talked together to be friends, that was about when we wanted to shake hands with each other that that happened.

The witness was thereupon excused.

MAH-TO-PENE having been first duly sworn, and his interpreter Wahtheckona, having been similarly sworn, testified as follows:

Senator CURTIS. State your name to the committee.

MAH-TO-PENE. Mahtopene.

Senator CURTIS. Are you a kicking Kickapoo Indian?



MAH-TO-PENE. Yes, sir.

Senator CURTIS. Do you own any land, or did you own any land in Oklahoma?

MAH-TO-PENE. Yes, sir; I have land over there.

Senator CURTIS. How long have you been down in Mexico?

MAH-TO-PENE. It has been five years ago.

Senator CURTIS. You have been in Mexico five years?

MAH-TO-PENE. Yes, sir.

Senator CURTIS. Do you know Doctor Conine, of Muzquiz?

MAH-TO-PENE. Yes, sir.

Senator CURTIS. Do you know Grimes and Thackery of Oklahoma?

MAH-TO-PENE. I know Grimes.

Senator CURTIS. You do not know Chapman?

MAH-TO-PENE. No, sir.

Senator CURTIS. Do you remember when some white men, Grimes and Conine, came out to the Indian camp there about a year ago last June, and bought some lands from the Indians?

MAH-TO-PENE. I was there.

Senator CURTIS. How many times did you see them at the camp?

MAH-TO-PENE. I did not count how many times they came around there. They came there every day sometimes.

Senator CURTIS. Were they drinking there, were the men who were with them drinking, Doctor Conine and Mack Johnson and Kishketon?

MAH-TO-PENE. They were drinking around there every night.

Senator CURTIS. What were they trying to get the Indians to do?

MAH-TO-PENE. I heard about them trying to get the Indians to sign deeds.

Senator CURTIS. Did they talk to you about selling your land?

MAH-TO-PENE. No, sir; they did not talk to me about it.

Senator CURTIS. Did you remember of hearing a lot of the Indians being taken up to Guajardo's house in July, 1906.

MAH-TO-PENE. I just heard of it.

Senator CURTIS. Where were you at the time they went up to Guajardo's house the first time?

MAH-TO-PENE. I went hunting.

Senator CURTIS. Were you over at Guajardo's house yourself?

MAH-TO-PENE. No, sir.

Senator CURTIS. Did you ever touch a pen to sell your land at Guajardo's house?

MAH-TO-PENE. No, sir; I did not sign anything.

Senator CURTIS. Did you authorize anybody to touch the pen for you to sell your land?

MAH-TO-PENE. I turned it over to Mr. Bentley. I told him what I wanted to do with it.

Senator CURTIS. But did you authorize anybody there at Guajardo's house to touch the pen for you to sell your land to Grimes or Chapman?

MAH-TO-PENE. No, sir.

Senator CURTIS. Do you know Tony Alexander?

MAH-TO-PENE. Yes, sir, I know him.

Senator CURTIS. Did you ever see him around the Indian camp there?

MAH-TO-PENE. That is how I know him.

Senator CURTIS. Being around the camp.

MAH-TO-PENE. Yes, sir.

Senator CURTIS. What was he trying to get the Indians to do?

MAH-TO-PENE. It was about the land.

Senator CURTIS. Was he trying to get the Indians to sign a small paper like that [indicating a blank check], to get money out of the bank at Eagle Pass?

MAH-TO-PENE. No, sir.

Senator CURTIS. Did you ever sign a check at the bank near Muzquiz on the First National Bank at Eagle Pass, authorizing Doctor Conine to draw any money for you?

MAH-TO-PENE. No, sir.

Senator CURTIS. Did you authorize Doctor Conine, or Tony Alexander, or Mr. Chapman, or Mr. Grimes to buy any land for you in Mexico?

MAH-TO-PENE. No, sir.

Senator CURTIS. Did you sign any paper when Mack Johnson was standing by or touch pen to draw money?

MAH-TO-PENE. No, sir.

Senator CURTIS. Did Mack Johnson, Doctor Conine, either of the Grimes, or Chapman give you any money down in Mexico or at Eagle Pass?

MAH-TO-PENE. I did not get any money from them.

Senator CURTIS. Were you ever in the First National Bank of Eagle Pass, the west bank?

MAH-TO-PENE. No, sir; I was never there.

Senator CURTIS. You say you turned your land over to Mr. Bentley?

MAH-TO-PENE. Yes, sir.

Senator CURTIS. How much money did Mr. Bentley pay you?

MAH-TO-PENE. I did not get anything.

Senator CURTIS. Mr. Bentley did not give you any money?

MAH-TO-PENE. Not a cent.

Senator CURTIS. Has Mr. Bentley given you any money since then?

MAH-TO-PENE. No, sir.

Senator CURTIS. Did you give Mr. Ives a deed?

MAH-TO-PENE. No, sir. I did not know anything about that.

Mr. BENTLEY. Do you remember at the Border National Bank you signed a paper so that I could help you get your land back from Chapman or Grimes?

MAH-TO-PENE. I remember about that.

The witness was thereupon excused.

CHA-KE-SHE (a woman), having been first duly sworn, and her interpreter Wahtheckona, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

CHA-KE-SHE. Cha-ke-she.

Senator CURTIS. Do you own any land in Oklahoma?

CHA-KE-SHE. Yes, sir; I have land over there.

MAH-TO-PENE. Yes, sir.

Senator CURTIS. Do you own any land, or did you own any land in Oklahoma?

MAH-TO-PENE. Yes, sir; I have land over there.

Senator CURTIS. How long have you been down in Mexico?

MAH-TO-PENE. It has been five years ago.

Senator CURTIS. You have been in Mexico five years?

MAH-TO-PENE. Yes, sir.

Senator CURTIS. Do you know Doctor Conine, of Muzquiz?

MAH-TO-PENE. Yes, sir.

Senator CURTIS. Do you know Grimes and Thackery of Oklahoma?

MAH-TO-PENE. I know Grimes.

Senator CURTIS. You do not know Chapman?

MAH-TO-PENE. No, sir.

Senator CURTIS. Do you remember when some white men, Grimes and Conine, came out to the Indian camp there about a year ago last June, and bought some lands from the Indians?

MAH-TO-PENE. I was there.

Senator CURTIS. How many times did you see them at the camp?

MAH-TO-PENE. I did not count how many times they came around there. They came there every day sometimes.

Senator CURTIS. Were they drinking there, were the men who were with them drinking, Doctor Conine and Mack Johnson and Kishketon?

MAH-TO-PENE. They were drinking around there every night.

Senator CURTIS. What were they trying to get the Indians to do?

MAH-TO-PENE. I heard about them trying to get the Indians to sign deeds.

Senator CURTIS. Did they talk to you about selling your land?

MAH-TO-PENE. No, sir; they did not talk to me about it.

Senator CURTIS. Did you remember of hearing a lot of the Indians being taken up to Guajardo's house in July, 1906.

MAH-TO-PENE. I just heard of it.

Senator CURTIS. Where were you at the time they went up to Guajardo's house the first time?

MAH-TO-PENE. I went hunting.

Senator CURTIS. Were you over at Guajardo's house yourself?

MAH-TO-PENE. No, sir.

Senator CURTIS. Did you ever touch a pen to sell your land at Guajardo's house?

MAH-TO-PENE. No, sir; I did not sign anything.

Senator CURTIS. Did you authorize anybody to touch the pen for you to sell your land?

MAH-TO-PENE. I turned it over to Mr. Bentley. I told him what I wanted to do with it.

Senator CURTIS. But did you authorize anybody there at Guajardo's house to touch the pen for you to sell your land to Grimes or Chapman?

MAH-TO-PENE. No, sir.

Senator CURTIS. Do you know Tony Alexander?

MAH-TO-PENE. Yes, sir, I know him.

Senator CURTIS. Did you ever see him around the Indian camp there?

MAH-TO-PENE. That is how I know him.

Senator CURTIS. Being around the camp.

MAH-TO-PENE. Yes, sir.

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MAH-TO-PENE. It was about the land.

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MAH-TO-PENE. No, sir.

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MAH-TO-PENE. No, sir.

Senator CURTIS. Did you authorize Doctor Conine, or Tony Alexander, or Mr. Chapman, or Mr. Grimes to buy any land for you in Mexico?

MAH-TO-PENE. No, sir.

Senator CURTIS. Did you sign any paper when Mack Johnson was standing by or touch pen to draw money?

MAH-TO-PENE. No, sir.

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MAH-TO-PENE. No, sir; I was never there.

Senator CURTIS. You say you turned your land over to Mr. Bentley?

MAH-TO-PENE. Yes, sir.

Senator CURTIS. How much money did Mr. Bentley pay you?

MAH-TO-PENE. I did not get anything.

Senator CURTIS. Mr. Bentley did not give you any money?

MAH-TO-PENE. Not a cent.

Senator CURTIS. Has Mr. Bentley given you any money since then?

MAH-TO-PENE. No, sir.

Senator CURTIS. Did you give Mr. Ives a deed?

MAH-TO-PENE. No, sir. I did not know anything about that.

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MAH-TO-PENE. I remember about that.

The witness was thereupon excused.

CHA-KE-SHE (a woman), having been first duly sworn, and her interpreter Wahtheckona, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

CHA-KE-SHE. Cha-ke-she.

Senator CURTIS. Do you own any land in Oklahoma?

CHA-KE-SHE. Yes, sir; I have land over there.

Senator CURTIS. Are you a member of the Kickapoo tribe of Indians?

CHA-KE-SHE. Yes, sir; I know the Kickapoos.

Senator CURTIS. Were you in Mexico last summer a year ago, in June, July, and August?

CHA-KE-SHE. Yes, sir; I was there.

Senator CURTIS. Were you out in the camp by Muzquiz?

CHA-KE-SHE. I was in the camp with the Indians.

Senator CURTIS. Do you know Doctor Conine of Muzquiz?

CHA-KE-SHE. I saw him there with the Indians.

Senator CURTIS. Do you know Mr. Chapman?

CHA-KE-SHE. I saw him, but I did not know his name.

Senator CURTIS. Do you know the Grimes men?

CHA-KE-SHE. I know the Grimes.

Senator CURTIS. Do you know Cal Moore?

CHA-KE-SHE. Yes, sir.

Senator CURTIS. Do you know Al Brown?

CHA-KE-SHE. Yes, sir.

Senator CURTIS. Do you remember when they were out there at the camp trying to buy the lands the Indians owned in Oklahoma?

CHA-KE-SHE. Yes, sir.

Senator CURTIS. Did you have any talk with them about it?

CHA-KE-SHE. No, sir.

Senator CURTIS. Did you hear them talking to the other Indians through Mack Johnson or any of the interpreters?

CHA-KE-SHE. Yes, sir; I heard them.

Senator CURTIS. What did they say?

CHA-KE-SHE. It was about land. They were talking to the Indians about selling land.

Senator CURTIS. What did the Indians say?

CHA-KE-SHE. The Indians said no, they would not sign.

Senator CURTIS. Do you remember a party of Indians going up to Guajardo's house in July, 1906, along the summer of 1906?

CHA-KE-SHE. Yes, sir.

Senator CURTIS. Did you go up?

CHA-KE-SHE. Yes, sir; they drove us over there.

Senator CURTIS. How did they come after you?

CHA-KE-SHE. That morning there were coaches in there, and they made us go to Muzquiz.

Senator CURTIS. Who made you go?

CHA-KE-SHE. Doctor Conine.

Senator CURTIS. Who else?

CHA-KE-SHE. Grimes.

Senator CURTIS. Who else; were there any Mexican police there with wagons?

CHA-KE-SHE. Yes, sir; some policemen were around there.

Senator CURTIS. Did they have guns and pistols?

CHA-KE-SHE. Yes, sir; they had pistols.

Senator CURTIS. Did you go up to Guajardo's house?

CHA-KE-SHE. I went up there.

Senator CURTIS. Tell what you did?

CHA-KE-SHE. I did not go upstairs. I was standing by the door looking inside.

Senator CURTIS. Were you upstairs at all that day?

CHA-KE-SHE. I was upstairs, but was outside of the door on a kind of a little porch.

Senator CURTIS. Did you go into the room where the lawyers, Doctor Conine, and the balance were?

CHA-KE-SHE. I did not go in there.

Senator CURTIS. What was said to the Indians there by Guajardo or the lawyers or anybody else about selling the lands, that you heard?

CHA-KE-SHE. I heard the lawyers tell the Indians that they wanted them to sell lands.

Senator CURTIS. Do you remember who did the talking?

CHA-KE-SHE. Mack Johnson was the interpreter.

Senator CURTIS. Do you know which one of the white men did the talking, which one of the lawyers?

CHA-KE-SHE. I do not know.

Senator CURTIS. Who talked for the Indians?

CHA-KE-SHE. That was the interpreter.

Senator CURTIS. Who talked for them on behalf of the Indians; did each Indian talk for himself or did one talk for all? Was that not the time the woman talked for all the Indians?

CHA-KE-SHE. I do not know whether they could understand or not.

Senator CURTIS. What did the Indians say when the lawyers, through Johnson, told them they wanted to buy their lands?

CHA-KE-SHE. I just stepped out that time. I did not hear anything.

Senator CURTIS. While you were there did you touch a pen to sign a deed to your land?

CHA-KE-SHE. No, sir.

Senator CURTIS. Did you touch a pen there at any time that day?

CHA-KE-SHE. No, sir.

Senator CURTIS. Did you tell Mack Johnson or anyone else to touch the pen for you?

CHA-KE-SHE. No, sir.

Senator CURTIS. Did they give you any money there that day?

CHA-KE-SHE. No, sir.

Senator CURTIS. Did they offer you any money?

CHA-KE-SHE. No, sir.

Senator CURTIS. Were you at Guajardo's house at any time after that?

CHA-KE-SHE. I went up there once.

Senator CURTIS. After that did you go up again?

CHA-KE-SHE. No, sir; never but once.

Senator CURTIS. Do you know Tony Alexander?

CHA-KE-SHE. I saw him around there.

Senator CURTIS. Do you remember along in the fall, the winter, when Tony Alexander and Doctor Conine were there trying to get the Indians to sign checks—to draw money out of the First National Bank at Eagle Pass?

CHA-KE-SHE. No, sir; I did not see them.

Senator CURTIS. Did you sign any checks authorizing Doctor Conine to draw money out of the bank at Eagle Pass?

CHA-KE-SHE. No, sir.

Senator CURTIS. Did you go upstairs or stay down in the yard?

KAH-PAH-KE-KA-QUAH. I was sitting by the barn.

Senator CURTIS. On the steps of the barn?

KAH-PAH-KE-KA-QUAH. Yes, sir.

Senator CURTIS. Did you go upstairs at all?

KAH-PAH-KE-KA-QUAH. No, sir.

Senator CURTIS. You did not go upstairs at all that day?

KAH-PAH-KE-KA-QUAH. No, sir.

Senator CURTIS. Did anyone talk to you that day about selling your land to Grimes or Chapman?

KAH-PAH-KE-KA-QUAH. I did not talk to them.

Senator CURTIS. And they did not talk to you?

KAH-PAH-KE-KA-QUAH. No, sir.

Senator CURTIS. Did you sign any paper that day?

KAH-PAH-KE-KA-QUAH. No, sir.

Senator CURTIS. Can you sign your own name?

KAH-PAH-KE-KA-QUAH. I do not know how to write.

Senator CURTIS. Did you authorize Mack Johnson or anybody else to sign your name that day, or at any other time?

KAH-PAH-KE-KA-QUAH. No, sir.

Senator CURTIS. Did they give you any money there that day at Guajardo's house?

KAH-PAH-KE-KA-QUAH. No, sir.

Senator CURTIS. Do you know Tony Alexander?

KAH-PAH-KE-KA-QUAH. I know him.

Senator CURTIS. Do you know when Tony Alexander and Doctor Conine came out to the Indian camp along in the fall or winter of 1906, or January, 1907, and got the Indians to sign checks to get money out of the First National Bank of Eagle Pass?

KAH-PAH-KE-KA-QUAH. I do not know about that.

Senator CURTIS. Did you ever touch a pen to a check like that [indicating a blank check] to draw money out of the bank?

KAH-PAH-KE-KA-QUAH. No, sir.

Senator CURTIS. Did you ever authorize Doctor Conine to draw any money out of the bank for you?

KAH-PAH-KE-KA-QUAH. No, sir.

Senator CURTIS. Did you ever authorize Outcalt, Conine, or Mr. Grimes, or Mr. Chapman to buy any land for you in Mexico?

KAH-PAH-KE-KA-QUAH. No, sir.

Senator CURTIS. Do you know Mr. Bentley?

KAH-PAH-KE-KA-QUAH. Yes, sir; I know him.

Senator CURTIS. Did you ever deed your land or turn it over to Mr. Bentley?

KAH-PAH-KE-KA-QUAH. I turned it over to him.

Senator CURTIS. What was he to do with it?

KAH-PAH-KE-KA-QUAH. I do not know.

Senator CURTIS. Did he give you any money?

KAH-PAH-KE-KA-QUAH. I got \$25 from him.

Senator CURTIS. Gold or Mexican?

KAH-PAH-KE-KA-QUAH. Gold.

Senator CURTIS. Did Mr. Bentley say anything to you or anybody else about exchanging your land for a reservation in Mexico?

KAH-PAH-KE-KA-QUAH. I do not know.

Senator CURTIS. Do you know Mr. Ives, of Oklahoma?

KAH-PAH-KE-KA-QUAH (a woman), having been first duly sworn, and her interpreter, Wahtheckona, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

KAH-PAH-KE-KA-QUAH. Kah-pah-ke-ka-quah.

Senator CURTIS. Are you a Mexican Kickapoo Indian or a Kicking Kickapoo Indian?

KAH-PAH-KE-KA-QUAH. Yes, sir.

Senator CURTIS. Do you own any land in Oklahoma, or did you own any there?

KAH-PAH-KE-KA-QUAH. Yes, sir.

Senator CURTIS. Are you married; have you a husband?

KAH-PAH-KE-KA-QUAH. Yes, sir.

Senator CURTIS. Were you down at the Kickapoo camp last June, July, and August of last year, 1906?

KAH-PAH-KE-KA-QUAH. Yes, sir; I was there.

Senator CURTIS. Do you know Doctor Conine?

KAH-PAH-KE-KA-QUAH. Yes, sir.

Senator CURTIS. Do you know Mack Johnson?

KAH-PAH-KE-KA-QUAH. Yes, sir; I know him.

Senator CURTIS. Do you know the two Grimes men?

KAH-PAH-KE-KA-QUAH. Yes, sir; I know them.

Senator CURTIS. Do you know Mr. Chapman?

KAH-PAH-KE-KA-QUAH. Yes, sir.

Senator CURTIS. Do you know George Outcalt, the lawyer, from Oklahoma?

KAH-PAH-KE-KA-QUAH. I do not know him.

Senator CURTIS. Were you at the Kickapoo camp when Doctor Conine and Grimes came there to get the Indians to sell their Oklahoma land?

KAH-PAH-KE-KA-QUAH. I do not know anything about it.

Senator CURTIS. Did they talk to you at any time about selling your land?

KAH-PAH-KE-KA-QUAH. No, sir.

Senator CURTIS. Do you remember the Indians being taken up to Guajardo's house in Muzquiz one day in July, 1906?

KAH-PAH-KE-KA-QUAH. Yes, sir.

Senator CURTIS. Did you go up to Guajardo's house with the other Indians?

KAH-PAH-KE-KA-QUAH. Yes, sir.

Senator CURTIS. How many Indians went up, and how did they happen to go?

KAH-PAH-KE-KA-QUAH. Doctor Conine and all the white fellows came there.

Senator CURTIS. Came where?

KAH-PAH-KE-KA-QUAH. Around the camp.

Senator CURTIS. How many times did the Indians go up to Guajardo's house in Muzquiz?

KAH-PAH-KE-KA-QUAH. I know one time.

Senator CURTIS. Did you ever go there but one time?

KAH-PAH-KE-KA-QUAH. That is all the time I know of.

Senator CURTIS. You went there one time?

KAH-PAH-KE-KA-QUAH. Yes, sir.



Senator CURTIS. Did you go upstairs or stay down in the yard?

KAH-PAH-KE-KA-QUAH. I was sitting by the barn.

Senator CURTIS. On the steps of the barn?

KAH-PAH-KE-KA-QUAH. Yes, sir.

Senator CURTIS. Did you go upstairs at all?

KAH-PAH-KE-KA-QUAH. No, sir.

Senator CURTIS. You did not go upstairs at all that day?

KAH-PAH-KE-KA-QUAH. No, sir.

Senator CURTIS. Did anyone talk to you that day about selling your land to Grimes or Chapman?

KAH-PAH-KE-KA-QUAH. I did not talk to them.

Senator CURTIS. And they did not talk to you?

KAH-PAH-KE-KA-QUAH. No, sir.

Senator CURTIS. Did you sign any paper that day?

KAH-PAH-KE-KA-QUAH. No, sir.

Senator CURTIS. Can you sign your own name?

KAH-PAH-KE-KA-QUAH. I do not know how to write.

Senator CURTIS. Did you authorize Mack Johnson or anybody else to sign your name that day, or at any other time?

KAH-PAH-KE-KA-QUAH. No, sir.

Senator CURTIS. Did they give you any money there that day at Guajardo's house?

KAH-PAH-KE-KA-QUAH. No, sir.

Senator CURTIS. Do you know Tony Alexander?

KAH-PAH-KE-KA-QUAH. I know him.

Senator CURTIS. Do you know when Tony Alexander and Doctor Conine came out to the Indian camp along in the fall or winter of 1906, or January, 1907, and got the Indians to sign checks to get money out of the First National Bank of Eagle Pass?

KAH-PAH-KE-KA-QUAH. I do not know about that.

Senator CURTIS. Did you ever touch a pen to a check like that [indicating a blank check] to draw money out of the bank?

KAH-PAH-KE-KA-QUAH. No, sir.

Senator CURTIS. Did you ever authorize Doctor Conine to draw any money out of the bank for you?

KAH-PAH-KE-KA-QUAH. No, sir.

Senator CURTIS. Did you ever authorize Outcalt, Conine, or Mr. Grimes, or Mr. Chapman to buy any land for you in Mexico?

KAH-PAH-KE-KA-QUAH. No, sir.

Senator CURTIS. Do you know Mr. Bentley?

KAH-PAH-KE-KA-QUAH. Yes, sir; I know him.

Senator CURTIS. Did you ever deed your land or turn it over to Mr. Bentley?

KAH-PAH-KE-KA-QUAH. I turned it over to him.

Senator CURTIS. What was he to do with it?

KAH-PAH-KE-KA-QUAH. I do not know.

Senator CURTIS. Did he give you any money?

KAH-PAH-KE-KA-QUAH. I got \$25 from him.

Senator CURTIS. Gold or Mexican?

KAH-PAH-KE-KA-QUAH. Gold.

Senator CURTIS. Did Mr. Bentley say anything to you or anybody else about exchanging your land for a reservation in Mexico?

KAH-PAH-KE-KA-QUAH. I do not know.

Senator CURTIS. Do you know Mr. Ives, of Oklahoma?

KAH-PAH-KE-KA-QUAH. I did not see him.

Senator CURTIS. Did you ever give him any deed that you know of?

KAH-PAH-KE-KA-QUAH. No, sir.

Mr. BENTLEY. Do you remember the time I gave you the \$25 at Eagle Pass?

KAH-PAH-KE-KA-QUAH. I remember that.

Mr. BENTLEY. Did I not tell you that day that the land had been stolen, that Grimes had taken it, and I was going to get it back for you?

KAH-PAH-KE-KA-QUAH. That is what you said.

Mr. BENTLEY. I told you if I got it back I would buy you some land in Mexico, did I not?

KAH-PAH-KE-KA-QUAH. Yes, sir.

Mr. BENTLEY. That is why I only gave you a little money, because I had to go in court and spend my own money to get it back.

KAH-PAH-KE-KA-QUAH. Yes, sir.

Mr. BENTLEY. Do you remember that I made another paper about what I had done at Guajardo's house that you signed about that time?

KAH-PAH-KE-KA-QUAH. Yes, sir; I know that.

The witness was thereupon excused.

NAH-NAH-CHI-SKINNO-QUAH (a woman), having been first duly sworn, and her interpreter, Wahtheckona, having been similarly sworn, testified as follows:

Senator CURTIS. State your name?

NAH-NAH-CHI-SKINNO-QUAH. Mah-nah-chi-skinno-quah.

Senator CURTIS. Are you a Kicking Kickapoo Indian?

NAH-NAH-CHI-SKINNO-QUAH. Yes, sir.

Senator CURTIS. Do you own land in Oklahoma?

NAH-NAH-CHI-SKINNO-QUAH. Yes, sir.

Senator CURTIS. Do you know Mr. Bentley?

NAH-NAH-CHI-SKINNO-QUAH. I do not know him, but I have seen him sometimes.

Senator CURTIS. How long have you been in Mexico?

NAH-NAH-CHI-SKINNO-QUAH. Fourteen years.

Senator CURTIS. How did you happen to leave Oklahoma to go to Mexico?

NAH-NAH-CHI-SKINNO-QUAH. I just went where the Indians were going.

Senator CURTIS. Would you not rather live in Oklahoma than in Mexico?

NAH-NAH-CHI-SKINNO-QUAH. I like it best over here in Mexico.

Senator CURTIS. You have been having a pretty hard time down here the year, have you not?

NAH-NAH-CHI-SKINNO-QUAH. Yes, sir.

Senator CURTIS. At any time did you turn your land in Oklahoma over to or have you sold your land in Oklahoma to Mr. Bentley?

NAH-NAH-CHI-SKINNO-QUAH. I do not know about that.

Senator CURTIS. Did you turn the land over to Mr. Bentley?

NAH-NAH-CHI-SKINNO-QUAH. Yes, sir; I turned it over to him.

Senator CURTIS. What was he to do with it?

NAH-NAH-CHI-SKINNO-QUAH. To make a reservation in Mexico with the rest of them.

Senator CURTIS. You wanted to all go together and buy land and make a reservation in Mexico, did you?

NAH-NAH-CHI-SKINNO-QUAH. Yes, sir.

Senator CURTIS. Did you sell your land to Ives?

NAH-NAH-CHI-SKINNO-QUAH. No, sir.

Senator CURTIS. How much money did Mr. Bentley pay you?

NAH-NAH-CHI-SKINNO-QUAH. Fifty dollars.

Senator CURTIS. Gold?

NAH-NAH-CHI-SKINNO-QUAH. Gold.

Senator CURTIS. Did he ever give you any more money?

NAH-NAH-CHI-SKINNO-QUAH. No, sir.

Mr. BENTLEY. Do you remember the time when Tom and Ahcheche signed that I gave you \$100 gold money over at Eagle Pass, at Mr. Bonnet's bank?

NAH-NAH-CHI-SKINNO-QUAH. I got \$100 Mexican there.

Mr. BENTLEY. Was it not \$100 Mexican and \$50 gold? Did you not get both?

NAH-NAH-CHI-SKINNO-QUAH. That was the same—\$50 gold and \$100 Mexican.

Senator CURTIS. Did you get more than \$100 Mexican money?

NAH-NAH-CHI-SKINNO-QUAH. One hundred dollars Mexican was all I got. After that I got \$25 in gold from Mr. Bentley.

Senator CURTIS. Did you get any more from him?

NAH-NAH-CHI-SKINNO-QUAH. That was the last time.

The witness was thereupon excused.

SKENATHOPE (a woman), having been first duly sworn, and her interpreter, Wahtheckona, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

SKENATHOPE. Skenathope.

Senator CURTIS. Are you a Kicking Kickapoo Indian?

SKENATHOPE. Yes, sir.

Senator CURTIS. Do you own any land in Oklahoma?

SKENATHOPE. Yes, sir.

Senator CURTIS. Have you sold that land or turned it over to Mr. Bentley?

SKENATHOPE. I turned it over to Mr. Bentley.

Senator CURTIS. What was he to do with it?

SKENATHOPE. To change the place to Mexico; make a reservation with the rest of them.

Senator CURTIS. How did you happen to go to Mexico; who took you down there?

SKENATHOPE. I do not know.

Senator CURTIS. Did you want to go from Oklahoma to Mexico?

SKENATHOPE. Yes, sir; I wanted to go.

Senator CURTIS. Did you go down there with your father and mother?

SKENATHOPE. My father and mother told me to follow them over there.

Senator CURTIS. How many years have you been in Mexico?

SKENATHOPE. Four years.

Senator CURTIS. Can you read or write?

SKENATHOPE. No, sir.

Senator CURTIS. You never attended school?

SKENATHOPE. No, sir.

Senator CURTIS. Did Mr. Bentley pay you any money for your land?

SKENATHOPE. I got money; yes, sir.

Senator CURTIS. How much?

SKENATHOPE. One hundred dollars Mexican.

Senator CURTIS. Did you get any more?

SKENATHOPE. No, sir.

Senator CURTIS. Are you married?

SKENATHOPE. Yes, sir.

Senator CURTIS. Do you know Mr. Ives?

SKENATHOPE. No, sir; I do not know him.

Senator CURTIS. All you know is that you turned the land over to Mr. Bentley to be traded for a reservation in Mexico?

SKENATHOPE. Yes, sir; that is all.

Senator CURTIS. Did you get any grass money from the Government; any rent money, annuities, or grass money?

SKENATHOPE. No, sir.

Senator CURTIS. How old are you?

SKENATHOPE. 23.

Senator CURTIS. You have lease money up there and the agent would send it to you? Is not that so?

SKENATHOPE. No.

Senator CURTIS. The agent would not send it to you?

SKENATHOPE. No, sir.

Senator CURTIS. Do you know how much grass money or lease money you ought to have?

SKENATHOPE. No, sir; I do not know.

Mr. EMBRY. Did Mr. Thackery have the lease money with him when he was down in Muzquiz, and did he not want the Indians to take it?

SKENATHOPE. I do not know.

Mr. EMBRY. Did you get some Government money at the Border National Bank at Eagle Pass a year ago?

SKENATHOPE. I did not get any there.

Mr. EMBRY. Did you get any Washington money at the Border National Bank about a year ago?

SKENATHOPE. I got that money last fall.

Mr. EMBRY. How much did you get?

SKENATHOPE. Two hundred dollars gold.

The witness was thereupon excused.

TOM SMITH, recalled, through his interpreter, testified as follows:

Mr BENTLEY. Tell us about the time Grimes gave you \$5 and the big bottle of mescal. It was the night before that they came in a lot of buggies and made everybody drunk around there, and it was the first time they made anybody drunk around the camp. Tell the committee about that—where they went with them, and what they did,

and who they were, and if they were drunk or not. I will ask you first, do you remember the time Ahtenytuck and Quotoquah started from Muzquiz in a coach that Grimes put them in?

TOM SMITH. I saw them in there. I was there when they came there. I saw them there. All the wolves were there at night at the camp, I guess. They called them from over in the woods close to the river and I went over there. Thackery was there too, and George Outcalt, and Russell Johnson, and Doctor Conine, and Al Brown. All of them were there. They called them over there. Two interpreters, Mack Johnson and William Murdock, were there. Those white men told me they had come down here to work with us Indians. "That is what we called you down here for, to help us." That was Mack Johnson's work, and they had a bottle out there with mescal in it to drink when they were talking. They were trying to get me to get one of the Indians to sign. They said, "If you get the Indian to sign a deed you will get \$200 for it."

MR. BENTLEY. They wanted you to help get all the Indians to sign and you would get \$200?

TOM SMITH. Each one. I told him all right. I just looked at the Indians and did not tell them anything. I just saw what they were doing that night when they came there. They were drinking, all of them, that night—just drunk—that was all. They had about 5 gallons there, and Wahpecheche told Thackery to go away from that camp. Thackery went away to Muzquiz that night. George Outcalt and Grimes and all of them went around and asked the Indians to sign; they were trying to get them to sign the deeds. They took some of them to Muzquiz. They took them over there to sign—Pah-peachshe and his mother, Mahquothesck, Pahpethope, Peck-ke-ah-peah, Ahnesshenene, and Keesheckothah. Those boys were drinking yet in the morning. They carried them over to Muzquiz to have them sign a deed. All of them were drunk.

MR. BENTLEY. Do you remember any more that were along that time? Was not Rachel Kirk along that time?

TOM SMITH. They brought them over to Muzquiz.

MR. BENTLEY. Wahtheckcone was along too, was he not?

TOM SMITH. Wahtheckcone was there.

MR. BENTLEY. Now go on and tell where they went when they got to Muzquiz—where they stayed.

TOM SMITH. After they got there they gave some boys whisky. They were drunk.

MR. BENTLEY. Were the squaws drunk too?

TOM SMITH. The women were drunk too.

MR. BENTLEY. Where did they go from there?

TOM SMITH. They went to Eagle Pass.

MR. BENTLEY. Did you see them when they got in the train?

TOM SMITH. I was there. I did not get on the train.

MR. BENTLEY. Were some of the squaws awful drunk that time?

TOM SMITH. They were kind of little drunk.

MR. BENTLEY. Some of the boys were drunk in the train and singing, and having a good time, were they not?

TOM SMITH. They were singing on the cars.

MR. BENTLEY. That is the last you saw of them, was it?

TOM SMITH. That was the last time I saw them there.

MR. BENTLEY. That was the first time they took the Indians out?

TOM SMITH. Yes, sir.

MR. BENTLEY. Do you remember when they came back about ten or twelve days after that to Eagle Pass and had a lot of guns and pistols with them?

TOM SMITH. Yes, sir; I saw them, when they came back to the camp.

MR. BENTLEY. Did you hear about Ahtenyuck losing his money that night after he got to the camp; somebody stealing it?

TOM SMITH. I heard about it, but I didn't see it.

MR. BENTLEY. Were they as drunk when they came back as when they started out?

TOM SMITH. They were worse when they came back.

MR. BENTLEY. Did not somebody tell you they had been drunk all the time; do you not think it was the same drunk?

TOM SMITH. That is what they said; they were drinking all the way.

MR. BENTLEY. Over and back?

TOM SMITH. Yes, sir.

MR. BENTLEY. You heard the Indians talk about it a good deal, did you not. The old fellows talking about their going out drunk and coming back drunk; the old folks felt bad about it when the young fellows did like that?

TOM SMITH. Nobody else said anything. They just gave them whisky.

MR. BENTLEY. You were in Muzquiz a whole lot during all this time. Did Outcelt ever give you any whisky yourself; did you ever drink with him?

TOM SMITH. When I got to Muzquiz I saw George Outcelt there, but we were just drinking whisky. They were not drunk, just talking.

MR. BENTLEY. That is, you were drinking whisky with George Outcelt, were you?

TOM SMITH. George Outcelt; he was a good friend of mine when I was down in Oklahoma.

MR. BENTLEY. You and he were good friends in Oklahoma?

TOM SMITH. Yes, sir.

MR. BENTLEY. Was this whisky down in the saloon or upstairs in George Outcelt's room where you were drinking?

TOM SMITH. We drank whisky downstairs twice, and the fellow that works there brought some beer upstairs.

MR. BENTLEY. To George's room?

TOM SMITH. Yes, sir.

MR. BENTLEY. And you and George both drank it, did you not?

TOM SMITH. That fellow brought two bottles of beer there one time, and we took one bottle each, George Outcelt and me. George Outcelt told me not to tell that he gave whisky to me.

MR. BENTLEY. Not to tell Mr. Bentley?

TOM SMITH. Not to tell anybody.

MR. BENTLEY. Did you see Outcelt and Noten drinking together; did he give Noten any whisky?

TOM SMITH. He gave him whisky sometime. You ask Noten, he knows about that.

MR. BENTLEY. Out at the camp when Outcelt came over there, did he ever call you over there to have a drink with him when he was staying at the village?

**TOM SMITH.** George gave me a bottle of whisky and said: "You can drink that in the morning."

**Mr. BENTLEY.** You put it away and kept it for morning, did you?

**TOM SMITH.** Yes, sir; I did.

**Mr. BENTLEY.** Is that the way you got to be good friends together?

**TOM SMITH.** We must be good friends. That was what it was for.

**Mr. EMBRY.** Why did you not tell this that you have just told when you testified before?

**TOM SMITH.** You were asking about the deeds and signing them. You did not ask me about George Outcalt drinking with me.

**Mr. EMBRY.** How many times did Outcalt give you whisky over at Musquiz?

**TOM SMITH.** George gave me whisky two times when I would go there, but after that we got beer all the time from George.

**Mr. EMBRY.** Where did George give you this whisky and beer, in the saloon or elsewhere?

**TOM SMITH.** In the saloon at Musquiz, right in the saloon.

**Mr. EMBRY.** Did anybody else drink with you and George when you were drinking in the saloon?

**TOM SMITH.** Nobody; just us two.

**Mr. EMBRY.** How many times did you and George drink in the saloon at Musquiz?

**TOM SMITH.** Twice.

**Mr. EMBRY.** How long had George been there at the time when you and he drank in the saloon at Musquiz—how long since George came down to that country?

**TOM SMITH.** George first came there and gave me whisky.

**Mr. EMBRY.** Did you see George when he and Thackery came out to the camp, or did you first see him in Musquiz?

**TOM SMITH.** I saw him the first time at the camp with Thackery.

**Mr. EMBRY.** What time did he and Thackery go to the camp that evening, the first time?

**TOM SMITH.** Just about this time in the evening.

**Mr. EMBRY.** Was it then that Wahpechequa told Thackery to leave the camp?

**TOM SMITH.** That was the same day.

**Mr. EMBRY.** Did he tell Outcalt to leave the camp, too?

**TOM SMITH.** I did not go over where they were standing and talking. Wahpechequa went over where those fellows were standing.

**Mr. EMBRY.** Then you do not know what Wahpechequa told Thackery or Outcalt, do you?

**TOM SMITH.** No, sir; I don't know what he said.

**Mr. EMBRY.** Did Thackery and Outcalt go away then?

**TOM SMITH.** They went away about midnight.

**Mr. EMBRY.** Where did they go when they went away from the camp?

**TOM SMITH.** They took the road to Musquiz.

**Mr. EMBRY.** Did you see Thackery and Outcalt start to Musquiz together?

**TOM SMITH.** I stayed there. I did not see them when they got to town.

**Mr. EMBRY.** Did you see them leave the Indian camp together?

**TOM SMITH.** Yes, sir; they left together.

**Mr. EMBRY.** They left together about what time at night?

TOM SMITH. About 9 o'clock at night.

MR. EMBRY. Were there any other white people at the camp at the time Outcalt and Thackery left to go back to Musquiz?

TOM SMITH. They were there.

MR. EMBRY. Who were there?

TOM SMITH. Russell Johnson was there.

MR. EMBRY. Did Russell Johnson stay all night, or did he leave, too?

TOM SMITH. He stayed all night.

MR. EMBRY. Who was it that brought the mescal there that evening?

TOM SMITH. I do not know which man put the whisky in the buggy; they were in a buggy.

MR. EMBRY. Did the whisky go away when Outcalt and Thackery left, or did it stay as long as Russell Johnson stayed?

TOM SMITH. It still stayed there. The Indians were dancing there.

MR. EMBRY. When did they get the whisky all drank up; when did they finish the whisky drinking?

TOM SMITH. I do not know when that was. I know they drank it.

MR. EMBRY. How early did you get drunk?

TOM SMITH. I did not drink much.

MR. EMBRY. It does not take much of that mescal to make a man drunk, does it?

TOM SMITH. No; if a fellow drinks a lot of it it makes him drunk. I did not want to get drunk myself at that time.

The witness was thereupon excused.

JOHNNY MINE, having been first duly sworn, testified as follows:

Senator CURTIS. State your name to the committee.

JOHNNY MINE. Johnny Mine.

Senator CURTIS. Are you a kicking Kickapoo Indian?

JOHNNY MINE. Sure.

Senator CURTIS. How long have you been in Mexico?

JOHNNY MINE. Nine years.

Senator CURTIS. You were down here before that time a good many years ago?

JOHNNY MINE. Yes, sir.

Senator CURTIS. And up to nine years ago did you live in Oklahoma after you went from Mexico to Oklahoma?

JOHNNY MINE. Yes, sir.

Senator CURTIS. How many years did you live in Oklahoma?

JOHNNY MINE. Thirty-four years now.

Senator CURTIS. Do you own any lands up there?

JOHNNY MINE. Yes, sir.

Senator CURTIS. Do you live on it?

JOHNNY MINE. Yes, sir.

Senator CURTIS. How many acres do you own there?

JOHNNY MINE. Eighty.

Senator CURTIS. Did you sell your land to anybody?

JOHNNY MINE. No, sir.

Senator CURTIS. Did you turn it over to anybody?



JOHNNY MINE. No, sir.

Senator CURTIS. Did you give it to Mr. Bentley?

JOHNNY MINE. Yes, sir; to hold my land.

Senator CURTIS. What does he hold it for?

JOHNNY MINE. I want it some place in Mexico, and I wanted him to trade it.

Senator CURTIS. Did he pay you any money for it?

JOHNNY MINE. No, sir; sometimes

Senator CURTIS. Has he loaned you any money or given you any money?

JOHNNY MINE. Sometimes.

Senator CURTIS. How much?

JOHNNY MINE. Sometimes \$100, sometimes \$200.

Senator CURTIS. How far is your 80 acres from Shawnee?

JOHNNY MINE. Fifteen miles.

Senator CURTIS. Do you know George Outcalt, a lawyer down there at Shawnee?

JOHNNY MINE. Yes, sir.

Senator CURTIS. Did you know Frank Thackery, the Indian agent there?

JOHNNY MINE. Yes, sir.

Senator CURTIS. Did they come down to Musquiz last year in May, June, and July?

JOHNNY MINE. Yes, sir.

Senator CURTIS. Were you there at that time?

JOHNNY MINE. Yes, sir; when they first came there I saw them.

Senator CURTIS. What did they say they were down there for?

JOHNNY MINE. He wanted to see about some lease money.

Senator CURTIS. Who?

JOHNNY MINE. Thackery.

Senator CURTIS. Thackery wanted you to sign for lease money?

JOHNNY MINE. Yes, sir.

Senator CURTIS. Who else did he want to sign for lease money?

JOHNNY MINE. Lots of them.

Senator CURTIS. All the Kickapoos who had lease money?

JOHNNY MINE. Yes, sir.

Senator CURTIS. What did he say to them?

JOHNNY MINE. He said, "I got your lease money."

Senator CURTIS. Where did he ask them to go and sign for it; did he ask them to go over to Eagle Pass and sign up to get their lease money?

JOHNNY MINE. Yes, sir.

Senator CURTIS. Was Outcalt out there with him?

JOHNNY MINE. Yes, sir.

Senator CURTIS. What did George say to the Indians?

JOHNNY MINE. He said, "I came here with a United States paper, from the Commissioner of Indian Affairs."

Senator CURTIS. He had a paper from Washington, did he, to come before the Indians?

JOHNNY MINE. Yes, sir.

Senator CURTIS. He said that?

JOHNNY MINE. Yes, sir.

Senator CURTIS. What did he say he was to do?

JOHNNY MINE. He said, "I will give you in your hand money."

Senator CURTIS. What for?

JOHNNY MINE. For land.

Senator CURTIS. To buy land?

JOHNNY MINE. Yes, sir.

Senator CURTIS. For the land they bought in Oklahoma?

JOHNNY MINE. Yes, sir.

Senator CURTIS. Did George Outcalt want to buy any land?

JOHNNY MINE. Yes, sir; that is what he came for, he said.

Senator CURTIS. Who was with him?

JOHNNY MINE. Grimes.

Senator CURTIS. Which Grimes, the old man and Tack?

JOHNNY MINE. Yes, sir.

Senator CURTIS. Both Grimeses?

JOHNNY MINE. Yes, sir.

Senator CURTIS. Was Chapman there?

JOHNNY MINE. Yes, sir.

Senator CURTIS. You know Chapman well, do you not?

JOHNNY MINE. Yes, sir.

Senator CURTIS. Was Doctor Conine, of Musquiz, there?

JOHNNY MINE. Yes, sir.

Senator CURTIS. Was Al Brown there?

JOHNNY MINE. Yes, sir.

Senator CURTIS. And Cal Moore?

JOHNNY MINE. Yes, sir.

Senator CURTIS. Were there any other white men there?

JOHNNY MINE. Yes, sir; lots of white men.

Senator CURTIS. How many more white men were there?

JOHNNY MINE. I do not know how many.

Senator CURTIS. Russell Johnson was there?

JOHNNY MINE. Yes, sir.

Senator CURTIS. Did you go down and see them?

JOHNNY MINE. Yes, sir.

Senator CURTIS. Where did you see them?

JOHNNY MINE. I saw them when they came to the camp.

Senator CURTIS. Who interpreted for them when they came to the camp?

JOHNNY MINE. Willie Murdock.

Senator CURTIS. Did Johnson interpret for them on any occasion?

JOHNNY MINE. Yes, sir.

Senator CURTIS. Did you interpret for them?

JOHNNY MINE. No; I interpreted for Wahpechequa.

Senator CURTIS. Tell the committee what those men asked the Indians to do, and what Wahpechequa said to them.

JOHNNY MINE. He did not like them. Wahpechequa said, "Me no like you."

Senator CURTIS. Wahpechequa said he did not like them?

JOHNNY MINE. He said, "Don't bother my people here; we don't like you to come here; don't bother us."

Senator CURTIS. He told them there was too much bother there.

JOHNNY MINE. Yes, sir; lots of worry.

Senator CURTIS. Did he tell them to go away from the camp?

JOHNNY MINE. Yes, sir.

Senator CURTIS. Did they go away?

JOHNNY MINE. Yes, sir; they went away at night.

Senator CURTIS. Did they come back again?

JOHNNY MINE. No, sir; they stopped at Musquiz.

Senator CURTIS. How long before they came back again?

JOHNNY MINE. Lots of time.

Senator CURTIS. When did they come next?

JOHNNY MINE. Pure alcohol, George.

Senator CURTIS. George came out?

JOHNNY MINE. Yes, sir.

Senator CURTIS. How many times?

JOHNNY MINE. I saw him three times at camp.

Senator CURTIS. When he came out those three times, what did he say to the Indians each time?

JOHNNY MINE. "I give you cash money for your deeds."

Senator CURTIS. What did the Indians say to him?

JOHNNY MINE. "Can not do it," the Kickapoos told him.

Senator CURTIS. What did Grimes and Doctor Conine and Chapman and those other men say to the Indians?

JOHNNY MINE. They were all down on the river, and he wanted to talk alone with them on the river.

Senator CURTIS. Did he have any mescal or whisky with him.

JOHNNY MINE. Yes, sir; all the time.

Senator CURTIS. Who had the mescal and whisky?

JOHNNY MINE. Grimes and George Outcalt.

Senator CURTIS. Who else?

JOHNNY MINE. Grimes.

Senator CURTIS. Who else; did Doctor Conine have any whisky?

JOHNNY MINE. Yes, sir.

Senator CURTIS. Did they give it to the young fellows?

JOHNNY MINE. Yes, sir.

Senator CURTIS. Did they give any to you?

JOHNNY MINE. Yes, sir; sure.

Senator CURTIS. You did not drink it, did you?

JOHNNY MINE. Sure. Yes, sir; I drank it. I didn't go down. They stayed down in the brush.

Senator CURTIS. They asked you to go to the brush?

JOHNNY MINE. Yes, sir.

Senator CURTIS. Did you go to the brush?

JOHNNY MINE. No; I was afraid they would kill me.

Senator CURTIS. What did they want to kill you for?

JOHNNY MINE. I could interpret for the Kicking Kickapoos.

Senator CURTIS. State how many times they came out there before they got any Indians to go uptown with them.

JOHNNY MINE. Lots of times; all the time they came in buggies.

Senator CURTIS. Were you there the first time they got any Indians to go up to Muzquiz with them?

JOHNNY MINE. No, sir; I stayed at Roman's house. He was watching the police.

Senator CURTIS. Before you went to Saltillo did they take any Indians uptown?

JOHNNY MINE. Yes, sir.

Senator CURTIS. You were there?

JOHNNY MINE. No, sir.

Senator CURTIS. How do you know they took them up if you were not there? Did they take the Indians up before you went to sign yourself?

JOHNNY MINE. Yes, sir.

Senator CURTIS. Were you there when they took Quatoqua uptown?

JOHNNY MINE. Yes, sir.

Senator CURTIS. Did you hear them leave camp?

JOHNNY MINE. Yes, sir.

Senator CURTIS. Did you go uptown with them?

JOHNNY MINE. No, sir.

Senator CURTIS. How long was Ahtenytuck and those other Indians away?

JOHNNY MINE. All the time he went down.

Senator CURTIS. Ten days?

JOHNNY MINE. More than that—nearly a month.

Senator CURTIS. Did that man start with them?

JOHNNY MINE. No [indicating]. Yes, sir.

Senator CURTIS. What is his name?

JOHNNY MINE. Wahthecone.

Senator CURTIS. Did he go away with them and come back to camp?

JOHNNY MINE. Yes, sir.

Senator CURTIS. Right away?

JOHNNY MINE. Yes, sir.

Senator CURTIS. When next did they come to get any Indians; were you there when they came in wagons and took them to Guajardo's house?

JOHNNY MINE. No, sir; I was in town.

Senator CURTIS. What town, Eagle Pass?

JOHNNY MINE. No, sir; Muzquiz.

Senator CURTIS. Did you see them there?

JOHNNY MINE. No, sir; I heard about it afterwards.

Senator CURTIS. Where were you in Muzquiz—in jail?

JOHNNY MINE. No, sir; in Muzquiz I stayed at Roman's house. I got afraid and went up to his house. Roman said: "You no go away; nobody will bother you here."

Senator CURTIS. You stayed up to the house to keep away from the police?

JOHNNY MINE. Yes, sir; I stayed there eight days.

Senator CURTIS. After that did you go back to camp?

JOHNNY MINE. No, sir; I went to Eagle Pass.

Senator CURTIS. Where did you go from there; did you stay there?

JOHNNY MINE. Yes, sir.

Senator CURTIS. How long?

JOHNNY MINE. Pretty nearly one month.

Senator CURTIS. Were you out there the second time they took any people up to Guajardo's house?

JOHNNY MINE. Yes, sir.

Senator CURTIS. When Joe Whipple was there?

JOHNNY MINE. Yes, sir; he was there.

Senator CURTIS. Did you go over to Guajardo's house that day?

Senator CURTIS. Are you a Kicking Kickapoo Indian?

OKEMA. Yes, sir.

Senator CURTIS. When did you first go down to Mexico from Oklahoma?

OKEMA. Five years ago.

Senator CURTIS. Do you own land in Oklahoma?

OKEMA. Yes, sir.

Senator CURTIS. How far is that land from the town of Shawnee?

OKEMA. It is right by Shawnee, adjoining the town.

Senator CURTIS. How many acres do you own?

OKEMA. Eighty acres.

Senator CURTIS. Were you in Mexico at the Kickapoo Indian camp near Muzquiz in May, June, July, August, and September of last year, 1906?

OKEMA. I was there.

Senator CURTIS. Do you know Mr. Thackery, United States Indian agent, and Mr. George Outcalt, of Shawnee, a lawyer?

OKEMA. Yes, sir.

Senator CURTIS. Were you at the Kickapoo Indian camp near Muzquiz, Mexico, in the spring of 1906, when George Outcalt and Mr. Thackery came out to the Indian camp?

OKEMA. Yes, sir; I was there.

Senator CURTIS. State to the committee any conversations you had at the Indian camp with either Mr. Thackery or Mr. Outcalt, commencing with the first one you talked to at the Indian camp.

OKEMA. Thackery and George came to the camp about 4 o'clock in the afternoon.

Senator CURTIS. What occurred? State what you said to them.

OKEMA. On the west side a fellow was there whose name was Ah-ne-she-nene; that was the place they came to. When Wah-pe-che-quasaw saw that they were coming over there he was kind of scared of them and he commenced to halloo to them.

Senator CURTIS. Who commenced to halloo?

OKEMA. Wah-pe-che-quasaw.

Senator CURTIS. He commenced to halloo to the tribe; he called the tribe and told them that Outcalt and Thackery were there?

OKEMA. Yes, sir.

Senator CURTIS. Now what occurred?

OKEMA. Wah-pe-che-quasaw said to the Indians the wolves are coming there. After they got off of the coaches—that is, Thackery and Outcalt—they went on the river. After they got to the river they called two men from over there—that is what Wah-pe-che-quasaw was hallooing about. He went right to them. Wah-pe-che-quasaw went right to where the two white men were, and he said: "This is not right for you to do that. There is a place for you to come where the chief's house is, Wah-po-ho-ko. Everything is there, writing paper and pen and table for anybody to use. If you are coming down here for a good thing, that is where you ought to go—to Wah-po-ho-ko's house. It is not right for you to come down here. You go away from the camp." He told Thackery that. After that it was night. Grimes commenced to go around the camp and asked the young men if they wanted to drink. He said: "If you want to drink, you go down there where they keep the whisky." A man was over there watching the whisky and

Mr. EMBRY. When did you ever refuse? You have been drinking now, have you not?

JOHNNY MINE. No, sir; I have not got any money.

Mr. EMBRY. When you have money you drink, do you?

JOHNNY MINE. Yes, sir.

Mr. EMBRY. Have you been drinking the last day or two?

JOHNNY MINE. No, sir.

Mr. EMBRY. Where have you been the last day or two?

JOHNNY MINE. I have been over there in the little town.

Mr. EMBRY. The last day or two, yesterday?

JOHNNY MINE. I was in camp.

Mr. EMBRY. You have not been drinking any to-day?

JOHNNY MINE. No, sir.

Mr. EMBRY. Nor yesterday?

JOHNNY MINE. Yes, sir.

Mr. EMBRY. Did you drink any yesterday?

JOHNNY MINE. Yes, sir.

Mr. EMBRY. Where did you get it?

JOHNNY MINE. In Mexico.

Mr. EMBRY. What is it they have over there in Mexico?

JOHNNY MINE. Ajaprietta.

Mr. EMBRY. All kinds?

JOHNNY MINE. Yes, sir.

Mr. EMBRY. Who got it for you?

JOHNNY MINE. A Mexican.

Mr. EMBRY. There is a good deal of whisky over there, is there not?

JOHNNY MINE. I do not know; I did not ask about it.

Mr. EMBRY. You were drunk yesterday, were you not?

JOHNNY MINE. Yes; sure.

Mr. EMBRY. You have not sobered up well yet, have you?

JOHNNY MINE. Yes, sir. I was awful drunk yesterday.

Mr. EMBRY. Where did you stay when you were drunk yesterday?

JOHNNY MINE. Out in the camp.

Mr. EMBRY. And you were not sobered up when you came up here until to-day?

JOHNNY MINE. No, sir.

Mr. EMBRY. You are not sober now, are you?

JOHNNY MINE. Yes, sir.

The witness was thereupon excused, and the subcommittee adjourned until Monday, November 11, 1907, at 8.30 o'clock a. m.

DOUGLAS, ARIZ., November 11, 1907.

The committee met at 8.30 a. m.

Present, Senators Teller (chairman) and Curtis; also Mr. John Embry, United States attorney for Oklahoma, and Mr. Martin J. Bentley, representing the Mexican Kickapoo Indians.

OKEMA, having first been duly sworn, and his interpreter, Wah-theek-cona, having been similarly sworn, testified as follows:

Senator CURTIS. State your name to the committee.

OKEMA. Okema.

Senator CURTIS. Are you a Kicking Kickapoo Indian?

OKEMA. Yes, sir.

Senator CURTIS. When did you first go down to Mexico from Oklahoma?

OKEMA. Five years ago.

Senator CURTIS. Do you own land in Oklahoma?

OKEMA. Yes, sir.

Senator CURTIS. How far is that land from the town of Shawnee?

OKEMA. It is right by Shawnee, adjoining the town.

Senator CURTIS. How many acres do you own?

OKEMA. Eighty acres.

Senator CURTIS. Were you in Mexico at the Kickapoo Indian camp near Muzquiz in May, June, July, August, and September of last year, 1906?

OKEMA. I was there.

Senator CURTIS. Do you know Mr. Thackery, United States Indian agent, and Mr. George Outcalt, of Shawnee, a lawyer?

OKEMA. Yes, sir.

Senator CURTIS. Were you at the Kickapoo Indian camp near Muzquiz, Mexico, in the spring of 1906, when George Outcalt and Mr. Thackery came out to the Indian camp?

OKEMA. Yes, sir; I was there.

Senator CURTIS. State to the committee any conversations you had at the Indian camp with either Mr. Thackery or Mr. Outcalt, commencing with the first one you talked to at the Indian camp.

OKEMA. Thackery and George came to the camp about 4 o'clock in the afternoon.

Senator CURTIS. What occurred? State what you said to them.

OKEMA. On the west side a fellow was there whose name was Ah-nes-she-nene; that was the place they came to. When Wah-pe-che-quasaw saw that they were coming over there he was kind of scared of them and he commenced to halloo to them.

Senator CURTIS. Who commenced to halloo?

OKEMA. Wah-pe-che-quasaw.

Senator CURTIS. He commenced to halloo to the tribe; he called the tribe and told them that Outcalt and Thackery were there?

OKEMA. Yes, sir.

Senator CURTIS. Now what occurred?

OKEMA. Wah-pe-che-quasaw said to the Indians the wolves are coming there. After they got off of the coaches—that is, Thackery and Outcalt—they went on the river. After they got to the river they called two men from over there—that is what Wah-pe-che-quasaw was hallooing about. He went right to them. Wah-pe-che-quasaw went right to where the two white men were, and he said: "This is not right for you to do that. There is a place for you to come where the chief's house is, Wah-po-ho-ko. Everything is there, writing paper and pen and table for anybody to use. If you are coming down here for a good thing, that is where you ought to go—to Wah-po-ho-ko's house. It is not right for you to come down here. You go away from the camp." He told Thackery that. After that it was night. Grimes commenced to go around the camp and asked the young men if they wanted to drink. He said: "If you want to drink, you go down there where they keep the whisky." A man was over there watching the whisky and

his name was Cal Moore. Right after that they commenced to hallooing over there where the whisky was, the Indians, and then Thackery and George Outcelt went to Muzquiz.

Senator CURTIS. They went back to Muzquiz, did they?

OKEMA. Yes, sir. Grimes gave the Indians whisky there; that is, the Naciminto men and women. Thackery told the Indians before he left that he would be right back there the next day. Thackery told the Indians that he had lease money for them. He said Wah-pe-che-quah told him to go away from the camp before he could give the Indians their lease money.

Senator CURTIS. Thackery told you that Wah-pe-che-quah told him to go away from the camp?

OKEMA. Yes, sir; I did not listen to him that time.

Senator CURTIS. That is, Okema did not listen to them?

OKEMA. Yes, sir. I heard about that—what you said a while ago—that Thackery was going to come the next day. Thackery went to Eagle Pass that time; he left with the lease money.

Senator CURTIS. That is, Thackery told you you could get the lease money that day when he was talking to you?

OKEMA. He said the lease money was at Eagle Pass and they could come over and get it.

Senator CURTIS. Now, tell the committee everything that occurred between you and Outcelt and Thackery.

OKEMA. Grimes stayed at the camp. The next morning there were a few Indians that went out with Grimes, and when they got to Eagle Pass the Indians saw Outcelt over there.

Senator CURTIS. Can you give the names of the Indians who went to Eagle Pass that morning?

OKEMA. There was Ah-nes-she-nene, Pah-pe-ach, Pah-pah-tha-pe, Ah-ten-y-tuck, William Murdock, and Chah-ko-sot. The women were drunk at that time.

Senator CURTIS. What women were drunk?

OKEMA. Quoa-to-quah was one of them, and Ah-ten-y-tuck was drunk. Before they left the camp they were awful drunk; they could hardly get up; they laid on the ground. They dragged them up to the coach and put them in.

Senator CURTIS. Who dragged them to the coach?

OKEMA. Doctor Conine, Mr. Grimes, Al Brown, and Cal Moore. George Outcelt was at the head of them. He told the rest of them to do what the Indians were doing; he told Grimes and the rest of them.

Senator CURTIS. Grimes and the rest of them?

OKEMA. Yes, sir.

Senator CURTIS. Was Chapman there?

OKEMA. I did not see him.

Senator CURTIS. Was Outcelt out there that morning or that day, when they went over?

OKEMA. He was there.

Senator CURTIS. Was that the day after Thackery and Outcelt first came up to the camp, or was it just after that? How many days was it afterwards; was it the next day, or how many days after that when they first came out that they took the Indians over to Eagle Pass?

OKEMA. Thackery went out himself that time; George Outcelt stayed there with the rest of them.



Senator CURTIS. How many days after Thackery left for Eagle Pass was it before Grimes and Conine and those other white men took those Indians over to Eagle Pass?

OKEMA. It was the next morning; they caught up with Thackery at Eagle Pass. Thackery was over there.

Senator CURTIS. Did those Indians get any lease money over there from Thackery?

OKEMA. All I know about Thackery is that he told the Indians to sign. He told the Indians "You all must sign to get that money."

Senator CURTIS. That is, Thackery told them they would all have to sign to get the money?

OKEMA. I heard that; Thackery told them to sign to get the money. He told the Indians not to give the white men those papers.

Senator CURTIS. Who told the Indians that?

OKEMA. Thackery told the Indians.

Senator CURTIS. Thackery told the Indians not to give the white men papers for deeds?

OKEMA. For deeds; yes, sir.

Senator CURTIS. What white men do you refer to?

OKEMA. Grimes and George Outcalt.

Senator CURTIS. Now, go on and tell the committee what Mr. Thackery said to you.

OKEMA. That was all I heard about that. That was the last time I saw Thackery.

Senator CURTIS. What did Thackery tell you about selling land to those white men or about the lease money?

OKEMA. Right after that he commenced to try to get the Indians to sell their lands.

Senator CURTIS. What did he say about it to you or in your presence?

OKEMA. "I am going to Muzquiz; I will see you at Muzquiz." That is what George said.

Senator CURTIS. George told you that he would see you at Muzquiz?

OKEMA. Yes, sir.

Senator CURTIS. Just tell all that George Outcalt said to you at the camp—commence at the first and tell all of it.

OKEMA. George said that the President had sent him over there to help the Indians out. George said "I would like to be a friend to you, to sign deeds there for me."

Senator CURTIS. That is, that he wanted Okema to be a friend to get the deeds signed?

OKEMA. Yes, sir; he said "You are here in Mexico; you never will go back to the United States." I told him no, I would not.

Senator CURTIS. That is, you, Okema, told Outcalt you would not?

OKEMA. Yes, sir; Outcalt said "I would like to be a friend to you." George said "There is Bentley; you will lose everything if you put Bentley in charge of your land."

Senator CURTIS. In other words, he said "There is Bentley; if you give your land to Bentley, you will lose it?"

OKEMA. Yes, sir; he said, "You have lots of children here, and they won't get a cent of it. If you sign now—you own \$3,000 worth of land—you will get it right away."

Senator CURTIS. Sign what?

OKEMA. For these lands.

Senator CURTIS. Who did he want him to sign a deed to?

OKEMA. Grimes. He said, "If you are a good friend of Grimes, deed the land to him; they will put money in your hands."

Senator CURTIS. In other words, he said, "If you sell to Grimes, they will put the money into your hands?"

OKEMA. Yes, sir; and said would not do that.

Senator CURTIS. He told Outcalt he would not do it?

OKEMA. Yes, sir. I said, "I do not know you very much, and there is Bentley, I have known him for fifteen years; he always treated me good; the white people, also, he treated them good, everybody. Bentley has got a house and a wife and children. I used to go around with Bentley in the town and I did not see him go into saloons or gambling down there." That is what I told George Outcalt. We wanted him to be like Bentley and treat the people good.

Senator CURTIS. Now state that over again so that we can understand it.

OKEMA. I told George Outcalt that I went around with Bentley most of the time in town and did not see Bentley go in saloons or gambling. I told George Outcalt I did not drink any whisky or gamble. I said, "I am like Bentley; I always try to be a good man." I said to George, "Bentley does not do what you are trying to do; Bentley was in Washington and everybody knows him there, and knows that he is trying to help the Indians." I said, "I can not do what you ask me to do; I will have to find out what you are first."

Senator CURTIS. You would have to find out what he was first?

OKEMA. Yes, sir. I told George that I saw two women laying upstairs in a saloon; I had not seen them for a good while; that was the time they came back. That was when the Indians came from Eagle Pass.

Senator CURTIS. The time they came from Eagle Pass?

OKEMA. The time they came from Eagle Pass, and I told George Outcalt to stop asking questions about me; and I stepped out and Clark caught me outside.

Senator CURTIS. Now what happened between you and Clark?

OKEMA. Clark said, "You are a good man; I have seen you all the time; I will help you all good," Clark said. I said that was a long time ago.

Senator CURTIS. You told Clark that that was a long time ago?

OKEMA. Yes, sir; and I told Clark that he was not staying with Bentley.

Senator CURTIS. That is, that Clark had stopped staying with Bentley?

OKEMA. Yes, sir. I said, "I am not going to tell you anything."

Senator CURTIS. You told Clark you were not going to tell him anything?

OKEMA. Yes, sir; and Clark said he was watching for my children's money.

Senator CURTIS. Clark told you that he was watching out for your children's money?

OKEMA. Yes, sir; and I said to Clark that was all right, and then I went out. I stopped talking to him.

Senator CURTIS. Now tell us all that happened between yourself and Outcalt and Grimes and everybody in your own way.

OKEMA. After I got out at the saloon they were mad about something, and they put Bentley in jail at that time.

Senator CURTIS. Now what happened in the saloon; who did you see in the saloon? I want you to tell everything just as it happened.

OKEMA. There were some Indians upstairs while I was there.

Senator CURTIS. How did you happen to go upstairs?

OKEMA. I went with a Caddo man.

Senator CURTIS. To see who?

OKEMA. George Outcalt; we went to see whether it was lease money or not.

Senator CURTIS. You went up to see George Outcalt about the lease money?

OKEMA. Yes, sir.

Senator CURTIS. Now, tell the committee what you did up there.

OKEMA. That Caddo man said there was some little lease money there for the Indians. That is all I know about it.

Senator CURTIS. Did you see George Outcalt upstairs there that day?

OKEMA. Yes, sir; I was there in his room.

Senator CURTIS. Now state what George Outcalt said to you there in that room that day about lease money or selling lands.

OKEMA. Four Indians were there for lease money.

Senator CURTIS. What did Outcalt say?

OKEMA. Those four Indians drew their lease money there. They told the Indians there was some more lease money at Eagle Pass.

Senator CURTIS. Who told you that?

OKEMA. George Outcalt told us. After that the Indians went over there; they thought they would draw their lease money over there at Eagle Pass.

Senator CURTIS. What else did George Outcalt say to you that day?

OKEMA. He said, "Some of you can get some lease money;" that is, the Indians could draw the lease money from Mr. Grimes; those that were good friends to Mr. Grimes could draw lease money; he said, "You all are good friends to Grimes;" he said, "They that are going to do what Bentley tells them are all going to the jail house with Bentley."

Senator CURTIS. You mean he said if they did what Bentley told them to do they would be in jail with Bentley?

OKEMA. Yes, sir; I said, "We are not going to do that." That is all I said to him at that time. I went home.

Senator CURTIS. Was Grimes there at that place at that time?

OKEMA. Yes, sir; he was there.

Senator CURTIS. Did this conversation between you and Outcalt occur down in the saloon or in the room above the saloon in the hotel?

OKEMA. It was upstairs.

Senator CURTIS. Did you see any Indian women there at that time?

OKEMA. Yes, sir; I saw two Indian women there. One of them was Wah-pe-che-qua's wife, and one of them was Quo-to-quah.

Senator CURTIS. What room were they in?

OKEMA. Right in the next room.

Senator CURTIS. Right next to Outcalt's room?

OKEMA. They were, right next.

Senator CURTIS. Was there a partition there, or just a piece of canvas or cloth instead of boards?

OKEMA. It was like this wall here on one side.

Senator CURTIS. Was that between the two rooms?

OKEMA. Yes, sir; it was right next to his room.

Senator CURTIS. What was the condition of those Indian women? Were they drunk or sober?

OKEMA. They were drunk at that time. I told George Outcalt that I saw two women right there in the next room and they were drunk. I told him I had not seen them for a good many days and they must have been drunk during that time.

Senator CURTIS. You had not seen them for several days and you thought they must have been drunk during that time?

OKEMA. Yes, sir; and I went down stairs and went out.

Senator CURTIS. Did you see Grimes there that day and have any talk with him?

OKEMA. I just saw him upstairs; I did not have any talk with him.

Senator CURTIS. Did you have any talk with Grimes or Doctor Conine or Chapman either in town or in camp about selling land in Oklahoma? And if so, tell the committee all about it.

OKEMA. I went outside of the saloon. There was a saloon on each side of the street. The white men were there.

Senator CURTIS. All the white men were there?

OKEMA. Yes, sir; after I got to my camp the same day, and that night Grimes came up there.

Senator CURTIS. On that day when you were at Outcalt's house was Bentley in jail?

OKEMA. Yes, sir; he was in jail at that time.

Senator CURTIS. State to the committee what Grimes said to you that night at the camp.

OKEMA. After a while I heard some men coming down the road drunk and hallooming.

Senator CURTIS. After a while you heard some men coming out to camp, and they were drunk and hallooming?

OKEMA. Yes, sir; every one of those Indians had pistols on them.

Senator CURTIS. Do you mean each Indian man had pistols?

OKEMA. Yes, sir; William Murdock and John Snake.

Senator CURTIS. Are those the men who had been over to Eagle Pass selling their land?

OKEMA. Yes, sir; and Ah-ten-y-tuck; I saw those three men with pistols on them. Those two men came to my house, Doctor Conine and Grimes.

Senator CURTIS. What did they say to you?

OKEMA. I asked Doctor Conine who it was who told him to carry a pistol all the time.

Senator CURTIS. You asked Doctor Conine who authorized him to carry a pistol all the time?

OKEMA. Yes, sir; I asked Doctor Conine if he was a policeman, and he said to me, "I have been carrying pistols ever since I was a man to shoot quails," or something of that kind, and I said, "You want the Indians to be afraid of you." I told Doctor Conine "I know of you all; you all carry these pistols to make the Indians afraid of you," and Doctor Conine told me that he was

just coming down there with Grimes to interpret for him so he would not be cheated there; so the Indians would not be cheated.

Senator CURTIS. Did Ah-ten-y-tuck lose any money there that night?

OKEMA. That is what I heard.

Senator CURTIS. Now, go ahead and tell all you know about Doctor Conine and Grimes.

OKEMA. Doctor Conine went around with those three Indians.

Senator CURTIS. Went around where?

OKEMA. Around the camp to each house.

Senator CURTIS. Were those three Indians that he went around with Indian interpreters—Mack Johnson, George Kishketon, and William Murdock?

OKEMA. William Murdock and Mack Johnson were interpreters.

Senator CURTIS. Were they drunk or sober?

OKEMA. They were drunk; they were all drunk all the time. When they drank the whisky up they got some more whisky out there about a mile on the west side of camp. That is what they have been doing; they would drink a little and go around the camp to get the Indians to sign deeds.

Senator CURTIS. Did Grimes talk to you about the Indians selling their lands?

OKEMA. I did not talk to him.

Senator CURTIS. Did any of those white men try to kidnap or steal Indian children there and take them out in the brush?

OKEMA. Right after that they were outside in the woods; they called somebody out there.

Senator CURTIS. Who was out there?

OKEMA. The young people—young women; they were in the woods. They called Ah-kis-kuck from there to get him to help them get some Indians to sign.

Senator CURTIS. Who was in the woods—Grimes, Conine, or who?

OKEMA. Doctor Conine and Grimes; yes, sir. Grimes saw some boys fishing out in the river and he went over there.

Senator CURTIS. What was he trying to do with the boys?

OKEMA. Grimes looked like he was going to kill somebody—he did not let them see him. Grimes had a gun and the boys ran away. The boys went across the river and went away from him. Grimes called Nah-ah-che-thot out there. He thought it was Nah-ah-che-thot, but it was not him; it was the wrong boy. At that time Nah-ah-che-thot and his grandmother did not sleep at the house.

Senator CURTIS. What did they do, and why did they do what they did do?

OKEMA. They tried to take them away from camp; that is, Nah-ah-che-thot and Wah-pe-che-quah.

Senator CURTIS. That is, Grimes and his crowd were trying to take those Indians away from the camp?

OKEMA. Those two; yes, sir.

Senator CURTIS. They went out in the brush and stayed two or three days? Now, why did they go out there?

OKEMA. For ten days they did not sleep in their house; they were out in the woods somewhere.

Senator CURTIS. Why did they go to the woods—to get away from Grimes and his crowd?

OKEMA. Those two thought they might be arrested. That is why they went off.

Senator CURTIS. Was it Grimes they were afraid of, or Conine.

OKEMA. They were afraid of Grimes and Doctor Conine and Al Brown.

Senator CURTIS. State to the committee if you at any time were arrested and taken up to Guarjardo's house.

OKEMA. I was about to go to Eagle Pass that time; it was that time that George Outcalt arrested us. They would not let any Indians get on the train.

Senator CURTIS. Where were the Indians when George Outcalt and Grimes arrested them?

OKEMA. I was afraid to get on the train for Muzquiz, so I went out to Sabinas with three wagons.

Senator CURTIS. Were the wagons filled with Indians?

OKEMA. Yes, sir; some women and boys and men.

Senator CURTIS. What occurred there?

OKEMA. After we got to Sabinas we left our horses in a barn and went up to the depot and bought some tickets there; they had us buy tickets. We had tickets, each one of us, and we saw that the train was coming to go to Eagle Pass, and I saw that a coach was coming along the road outside of Sabinas, and when the coach came to the depot George Outcalt was in it, and he got out, and one Mexican policeman was with him. I got to the depot ready to start on the train and Brown and Doctor Conine got out of the train. Al Brown and the policeman would not let us get in.

Senator CURTIS. Al Brown and the policeman would not let you and the other Indians get in the train?

OKEMA. Yes, sir; George Outcalt was standing out there on the porch of the depot. Al Brown said to us that we were not going to get on the train, and the other white men came out from the depot house.

Senator CURTIS. Who do you mean by the other white men?

OKEMA. I saw Mr. Field coming out, and I said to him that these white men had stopped us from going to Eagle Pass, and I said, "I want you to give me some little money to get some groceries for us to eat." They got the policeman at Sabinas, and they drove us over where we slept that night at the hotel.

Senator CURTIS. They drove you over where they slept that night?

OKEMA. Yes, sir; and the women commenced cooking; they were cooking something to eat, but we never ate there. Before we ate there the policeman came there and told the Indians to go to the house of the chief of that town, and they took us over there; that was the jail house that they took us in. They put us in jail—women and boys and children. They left that cooking over at the fire when they were taken to jail.

Senator CURTIS. Were any of those white men along with the Mexican police—Brown, Grimes, or Conine?

OKEMA. Doctor Conine was there and Al Brown and the policeman; three of them came over there about the time the train came from Eagle Pass. It was in the night that they drove us over to the depot. The policeman took us over there. I told the policeman that we could drive back in our own wagon. We told them our horses

had nothing to eat here, and we went into the depot to get our money back. We turned our tickets back to the agent there, and they got us in the train and carried us to Barroteran.

Senator CURTIS. The policeman and Doctor Conine and Al Brown?

OKEMA. Yes, sir; the three of them—Al Brown, Doctor Conine, and the Mexican policeman. I kept on to see where George Outcalt was in there. When we got to Barroteran, we slept there; we slept there until the next morning. The policeman asked us if we had any money, and we told him no. Doctor Conine and Al Brown were outside walking just about where the tank is. After I told the policeman that we did not have any money he told us to walk to Muzquiz. I said, "You do to us what you want to do to us; you have arrested us, and we do not care what you do with us," and he went to where those other two men were—that is, Al Brown and Doctor Conine.

Senator CURTIS. That is, the policeman went there?

OKEMA. Yes, sir; and the policeman brought those two men where we were and the agent heard us talking there. The agent was kind of mad with them and told them they had no right to make us walk from there.

Senator CURTIS. The agent said it was not right to make the Indians walk from there?

OKEMA. Yes, sir; it was not right for those men to do it. They had to pay for us get on the train, and we got on the train and got to Minor, and the bridge was washed out outside of Minor, and they got a place for us to sleep in Minor. We walked over to the town, and Pah-ko-tah was nearly drowned that time; the water was up at that time, and some Mexican helped him out of there. We slept there; we used our own money to buy something to eat. The women sold some moccasins. It was raining all night at that time. That policeman came there in the morning. While we were there eating the policeman said, "You are all going to Muzquiz; we are going to get a wagon to get you over there." We saw the wagons coming up there where we were—the Mexican wagons; they had two wheels on them. They took us to Muzquiz. There were five of us that got in the wagon, and the rest walked.

Senator CURTIS. The women and children had to walk?

OKEMA. Some women—some women got on. About half a mile on the road we went across a little creek there; the harness broke about half a mile from town and they made us get off there. The Mexican said, "You will have to go back to town," and we got off the wagon and left some blankets there in the wagon. I told the women to take all the blankets out of there, and the women carried their blankets on their backs to Muzquiz. We walked to Muzquiz; the water was up to our knees; it was about 6 miles that we walked. The policemen left us there and we just went on to Muzquiz by ourselves. Just about half a mile this side of the town of Muzquiz we met a policeman and the policeman said, "Where are the other policemen," and we said, "The policemen left us over there." He said "Where is your wagon and the men who brought you down?" and that Mexican did the same way; he left us over there. The policemen had pistols and swords; they told us to walk fast. The little children were all crying; they were tired of walking. They drove us to the jail house. They had all the Indians in jail all night. The

next morning the policeman came there and told these Indians that they must pay the money there. He said Al Brown and Doctor Conine had spent some money for us or had lost some money on us.

Senator CURTIS. How is that?

OKEMA. The policeman told us that Doctor Conine and Al Brown had paid our way, and said, "You must return the money back ~~to~~ them and then you will get out of jail," and I borrowed from the Mexican there \$15.

Senator CURTIS. You got \$15 from the Mexican?

OKEMA. Yes, sir; and I paid that.

Senator CURTIS. Did any of the other Indians pay?

OKEMA. Pah-ko-tah paid \$5 and two Shawnee boys paid \$5 apiece.

Senator CURTIS. What are the names of those Shawnee boys who paid \$5 apiece.

OKEMA. John Pecan and Charley White.

Senator CURTIS. Did any other Indians pay any money?

OKEMA. We paid \$30 there altogether, and they let all of us go and we went home. After we got to our home I heard from the Indians that the houses were being shot into. It was at the time my boy was sick, and I felt sorry about that; I did not sleep good; I was afraid I would be shot there. Since that time I have hardly been able to work; I have been afraid.

Senator CURTIS. Do you mean the Indians were afraid?

OKEMA. Yes, sir; I bought land there at San Francisco. I saw that that was a good farm, and there was plenty of water there. Since that time I could not work good; they bothered me too much; I was afraid.

Senator CURTIS. Who was it that bothered you?

OKEMA. Grimes, Al Brown, and Doctor Conine.

Senator CURTIS. Was Chapman out there at any time?

OKEMA. No, sir; George Outcalt was out there; that was four of them that first time. Wah-pe-che-quas was in jail already at that time, and after that Manchacha came down to my house. After Wah-pe-che-quas saw Thackery that time, when Thackery came there first, he made Thackery get off of the camp.

Senator CURTIS. He made Thackery leave the camp?

OKEMA. Yes, sir; and after that they got Wah-pe-che-quas in jail. Manchacha came there right after that; that was the man who was helping us around there to farm. Manchacha told Pah-ko-tah and Kish-kin-e-quas (Jim Deer); they called them up to the judge at Muzquiz and they went over there. They had them in jail again when they got there.

Senator CURTIS. Do you mean that they put you in jail after they got there?

OKEMA. Yes, sir; and three or four days after that some more policemen came to my camp, Meterio, a policeman—and Meterio told me (Okema) that the judge called us to Muzquiz. Several of us went to Muzquiz. After we started we met some coaches on the road.

Senator CURTIS. How many?

OKEMA. About six. We were in the coaches when they took us.

Senator CURTIS. Who was in the coach?

OKEMA. I was.

Senator CURTIS. Where did they take you?



OKEMA. They took me to Guajardo's house. When we got to Guajardo's house we went upstairs. Wah-po-ho-ko was there. George Outcalt spoke first that time.

Senator CURTIS. Were you there and did you hear him?

OKEMA. Yes, sir.

Senator CURTIS. What did Outcalt say?

OKEMA. George Outcalt said the President sent him over there to help the Indians to sell their land; to help them out. He said, "That is what I am down here for, to help you all," and Wah-po-ho-ko said to George Outcalt that she was not going to do that.

Senator CURTIS. That is, that she would not sell her land?

OKEMA. Yes, sir; and she quit talking with George. George Outcalt said, "You talk to Guajardo; that is what I am down here for, to see Guajardo; you talk to him, because he is the head of this town; the President put him there to watch the town." Guajardo said that he knew me; he said, "Okema is a good man."

Senator CURTIS. Guajardo said that Okema was a good man?

OKEMA. Yes, sir; Guajardo said, "Nobody can do wrong to Okema; Okema came from the United States; every American knows him there, and knows that he is a good man; since he came to Mexico every Mexican knows that Okema is a good man." Guajardo said that George Outcalt had been sent up there to help the Indians.

Senator CURTIS. He said that George Outcalt had been sent up there to help the Indians?

OKEMA. Yes, sir; if the Indians were going to turn over the lands to George Outcalt they would get a place to live on.

Senator CURTIS. He said if the Indians would turn their lands over to Outcalt they would get a place to live on?

OKEMA. Yes, sir; sell their lands.

Senator CURTIS. If they would sell their lands to Outcalt?

OKEMA. If they would sell to George Outcalt or the rest of the white men they would get lands in Mexico to live on. Guajardo said, "That is what these white men came down here for to help you all; if you are going to sell your lands to them, or turn them over to me, I will have to turn them over to Doctor Conine; I know he is a good man; he knows both laws, the different laws; he knows all about it; that was the reason I turned it over to him."

Senator CURTIS. That is, if they would turn the land over to Guajardo he would turn it over to Doctor Conine?

OKEMA. Yes, sir.

Senator CURTIS. He said that Doctor Conine knew both the American and the Mexican laws?

OKEMA. Yes, sir.

Senator CURTIS. And that he, Guajardo, knew Doctor Conine to be an honest man, or a good man?

OKEMA. Yes, sir.

Senator CURTIS. Now, what else was said?

OKEMA. I told Guajardo that I was not going to do that.

Senator CURTIS. That is, that you would not turn your land over?

OKEMA. Yes, sir; that was all I said to him.

Senator CURTIS. Did the Indians go home then?

OKEMA. Guajardo told me to go downstairs and stay on the outside, and I went outside. After I stepped outside there I saw some Indians driving up to Guajardo's. They took me to the jail house

that time before the Indians came. I said to the men, "Why do you take us to the jail," and the policeman said they were just going to hold me there to keep me from talking to the Indians.

Senator CURTIS. Did they take any other Indians to jail with you; when they took you to jail did they take any others with you?

OKEMA. There were three men in jail before we got there.

Senator CURTIS. Who were the three men?

OKEMA. Wah-pe-che-quah, Pah-ko-tah, and Kish-kin-e-quote (Jim Deer). They took me and another Indian.

Senator CURTIS. Who did they take with you?

OKEMA. Noten. They had us in jail.

Senator CURTIS. How long did they keep you in jail.

OKEMA. One night.

Senator CURTIS. Did they take you back the next day to Guajardo's house or did they turn you loose?

OKEMA. They let us go the next morning.

Senator CURTIS. Did any of the Indians touch pen up at Guajardo's house while you were there to sell land?

OKEMA. I was going home and I turned back to Guajardo's house; I went down there to ask for paper to send after my team that was left over at Sabinas, and Guajardo told me he was not going to make a paper for me. He said he was going to fix that.

Senator CURTIS. Guajardo told you he would not make the paper?

OKEMA. Yes, sir; Guajardo said he was going to help in this Indian business, to fix the horses to have them go up there. I asked Guajardo why he was a good friend to Grimes, and he said they had plenty of money. I told him I could not do it; and I told him he ought not to do it.

Senator CURTIS. That is, Okema told Guajardo he could not do what?

OKEMA. I said I was not going to sell land or sign a deed. I told Guajardo that that made the third time he had got me in jail; I said, "The first time you got me in jail was when I was hunting; it was good for me to hunt at that time;" an old man hired me to go and kill a deer for him to ask the spirit to make the world good. So all the rest of us Indians and white men, all that are in this world, would get along all right. That is what the old man asked me to do.

Senator CURTIS. That is what you told Guajardo you were killing deer for?

OKEMA. Yes, sir. I said, "That time when I got arrested, when I got out you charged me \$50 fine." I paid that to Guajardo at that time. I borrowed \$50 from a Mexican. I told Guajardo: "You take this money from me, and that was what I was going to feed my children with; that makes me feel sorry and bad," and I told Guajardo that that made me scared, and I said I was not going to do what those fellows were trying to get me to do, and I told Guajardo, "You had better quit telling me these things or talking to me."

Senator CURTIS. You told Guajardo he had better stop telling you to do what?

OKEMA. To sign.

Senator CURTIS. To sign what?

OKEMA. To get us to sign the deed; that is what I did not like. I told Guajardo, "You told me that when I first came to Mexico;" I told Guajardo, "You told me there was no place for me to work

on; no place for Indians to buy where they could plow and live;" that was the reason I bought that San Franciscocom place, and that is what I called Bentley for. After Bentley came there I told Bentley I felt sorry about the land; I did not have any land yet, so I thought I would buy some little piece of land there, and I told Guarjardo that I had a farm, but could not work good on it; they kept on bothering me.

Senator CURTIS. Who bothered you?

OKEMA. Al Brown, George Outcalt, and Conine and Grimes and another Grimes; there were two Grimeses. Right after those people came there—that is, Grimes and the rest—here comes another man again.

Senator CURTIS. Who was he?

OKEMA. He has a split mouth.

Senator CURTIS. Tony Alexander?

OKEMA. Tony Alexander.

Senator CURTIS. State if at Guajardo's house on the day you were there, anyone touched pen to sell his land?

OKEMA. Nobody signed that day.

Senator CURTIS. Proceed and tell all about that fellow, Alexander?

OKEMA. When Alexander first came he came to my house. Alexander said, "It has been a long time since you and I have seen each other; you know me; I have been a good friend to the Indians for a long time." And I told him I knew him very well; I said, "I know you are no good; I know you about killed my brother one time right on the bridge; you were trying to break the bridge, trying to stop them from crossing the bridge." Alexander said, "I was not shooting at that fellow, I was shooting at a squirrel that day." I said, "There are no squirrels there, and you just shot; you thought they were in there—you shot because you thought the Indians were in there;" I said, "If you are a good friend to the Shawnee Indians, what did you come here for?" Alexander said, "I have come down here trying to hunt;" I told Alexander he could not hunt there; I said, "you mean to hunt Indians; that is what you mean when you say 'hunting'; you mean skin Indians; you ought to come first to Roman Galon's house and get a permit." I saw Alexander twice, and about two or three days after that I went to Muzquiz and saw Alexander there. Al Brown was about to kill Bentley one time.

Senator CURTIS. Just tell the committee about that occurrence.

OKEMA. Al Brown was following Mr. Bentley with his knife, and I went following this Al Brown; I broke a limb out of the tree, and Al Brown heard that stick breaking and he looked back and put the knife up. And another time right out there in Roman's house Clark was about to fight Bentley, and Johnny Mine and Sweeney both held Clark. Johnny Mine and Sweeney held Clark by the arm. Roman told them to stop. At another time I saw Alexander at the saloon, and I said to Alexander, "Is this your house?" Alexander said yes; he told me, "If you want to see me, come into this saloon," and I told him I did not go around the saloons. I said, "I am not going to come over here again, because there is a saloon where your house is." Alexander patted me on the shoulder and was laughing; he said, "I know all about what Bentley is trying to do; Bentley is stealing the Indians' money, lots of it," he said, "I don't steal nothing; I have plenty of money; lots of money."

Senator CURTIS. Alexander said he did not steal anything; that he had lots of money?

OKEMA. Yes, sir. Bentley owned this San Francisco place then. Alexander told me that he was going to buy more big land at San Francisco.

Senator CURTIS. He, Alexander, was going to buy a bigger place than the San Francisco plantation?

OKEMA. He said he was going to buy more of the San Francisco ranch. He said he was talking to Mr. Bentley two nights and one day. I told Alexander, "I know what you will do for a good while; that is the reason I am not going to come over here to see you again." At that time Alexander commenced to try to get the Indians to sign for lands. Alexander said, "I am not going to do what Bentley does; I do not steal any money; I am going to treat all the Indians good." Alexander said, "If the Indians like it at Chihuahua I will buy the place for them at Chihuahua." I told him, "All right; but you can't get these Indians to do what you want to do with them; you might get them to sign a deed if you will give them whisky, or something like that." That is all I said to him. That was the last time I saw him there.

Senator CURTIS. Were you at the camp on one occasion when Doctor Conine and Mrs. Bentley had some trouble.

OKEMA. Yes, sir.

Senator CURTIS. Tell us about it.

OKEMA. It was in the evening; Mrs. Bentley came to Wah-po-ho-ko's house. The policeman went around the camps and told the Indians to go to Wah-po-ho-ko's house, and I went over there; two Mexican lawyers were there who came from Monclova. George Outcalt was at the table ready to start and the other Mexican lawyers were there too. Grimes was around there and Doctor Conine was inside of Wah-po-ho-ko's house. Wah-po-ho-ko told these lawyers to come in her house, to come inside; they had an interpreter there, a Nacifmento, a big fat fellow; he talks Mexican. Wah-po-ho-ko said, "What did these men come down here for?" She said, "I do not know what you fellows came here for." The lawyers said they were there about her land; that is, what she left in Oklahoma.

Senator CURTIS. They said they came "to see about the land you left in Oklahoma?"

OKEMA. Yes, sir; they said "We came down here to see you all. What you want to do? If you want to sell your land or do not want to sell your land, that will be all right; we just want to see what you will do."

Senator CURTIS. The Mexican lawyers said that?

OKEMA. Yes, sir; and Wah-po-ho-ko told the lawyers she would not do what they said; that they just came there to steal their names.

Senator CURTIS. Who came to steal their names?

OKEMA. Grimes, Al Brown, Doctor Conine, and George Outcalt. After that we heard somebody commence fussing outside. So we went out and a Mexican policeman was there and told them to stop fussing with that woman.

Senator CURTIS. Who was fussing?

OKEMA. Doctor Conine and Mrs. Bentley. Doctor Conine went in the house. He had a pistol in there under the mat. Wah-po-ho-ko said to them, "This is not good; you had better stop." The lawyers

said to the Indians, "You all come over to Muzquiz to-morrow," and Wah-po-ho-ko told that fat fellow, that Kickapoo Indian interpreter, to go with them over there. The next morning the coaches came there, and that interpreter, the Kickapoo Indian, went in the buggy. They drove him down, and they stopped the interpreter from going, and I told them that we were not going over there, because it was not right. That is all I know about it.

Senator CURTIS. Did the police arrest Mrs. Bentley?

OKEMA. The policeman just told her to quit around there; that is, they did not want Mrs. Bentley to stay around there with the Indians. After Grimes left there they left one policeman there.

Senator CURTIS. They left a policeman at the camp?

OKEMA. Yes, sir.

Senator CURTIS. What did he do there?

OKEMA. He was there to watch Mrs. Bentley and to keep her from talking to the Indians. Doctor Conine said that Mrs. Bentley would tell the Indians not to do what they wanted them to do. The policeman kept staying around there and watching her.

Senator CURTIS. Did Doctor Conine, when he went in the tent, take his pistol out from under the mat and show it there?

OKEMA. I saw him take the pistol out from the mat.

Senator CURTIS. What did he do with it?

OKEMA. He put it in his pants.

Senator CURTIS. Did Conine and the policeman try to arrest Mrs. Bentley that night and take her up to Muzquiz?

OKEMA. No, sir.

Mr. EMBRY. Do you remember when Mr. Thackery, the agent, and Outcalt first came down to the camp that evening when Wah-pe-che-quah told them to leave? What were you doing that evening?

OKEMA. I remember about that.

Mr. EMBRY. Did you see them when they first came to camp?

OKEMA. Yes, sir.

Mr. EMBRY. Where were you?

OKEMA. I stayed at my house.

Mr. EMBRY. Did you hear Thackery or Outcalt say anything when they first came to the camp before they went fishing?

OKEMA. No, sir; I did not hear them say anything. I stayed at my house, because my son was sick at that time.

Mr. EMBRY. When Thackery and Outcalt went over to the river who did they send for?

OKEMA. Noten.

Mr. EMBRY. Did Noten go over there where they were?

OKEMA. Yes, sir.

Mr. EMBRY. How long was Noten over there with them?

OKEMA. When Noten came there and Thackery commenced to talk to him he wanted to hire Noten to get the Indians to sign.

Mr. EMBRY. Did you hear Thackery say anything to Noten?

OKEMA. I did not hear them. Noten went back to camp to tell Wah-pe-che-quah what they had told him, and Wah-pe-che-quah commenced hallooing about that; that is what they were trying to do.

Mr. EMBRY. When Wah-pe-che-quah went to hallooing, what did Thackery and Outcalt do?

OKEMA. They went around to each house trying to get the fellows to sign.

Mr. EMBRY. Did they go around to each house that evening before they left camp?

OKEMA. They went to Ah-nes-she-nene's house—that is, Thackery and George Outcelt and the rest of them—Grimes and Doctor Conine went around to each house.

Mr. EMBRY. I am asking now about what Thackery and Outcelt did. That was Mack Johnson's house, was it not; or whose house did Thackery and Outcelt go to?

OKEMA. They went to Ah-nes-she-nene's house.

Mr. EMBRY. You did not hear any of the talk that Outcelt or Thackery made there when they were at the camp that day, did you?

OKEMA. No, sir.

Mr. EMBRY. If you did not hear any of the talk which Outcelt or Thackery made when they were at the camp that day, when did you ever hear Thackery or Outcelt say anything about the deeds or about the lease money?

OKEMA. I did not hear that.

Mr. EMBRY. You never did hear Mr. Thackery say anything about any Indians signing anything while he was down there, did you?

OKEMA. No, sir.

Mr. EMBRY. You never heard Mr. Thackery talk in your presence, at any time, did you?

OKEMA. No, sir; he did not talk with me.

Senator CURTIS. Did you talk to Thackery yourself?

OKEMA. No, sir.

Mr. EMBRY. You did not hear Thackery talk any yourself, did you?

OKEMA. No, sir.

Mr. EMBRY. But you understood from the other Indians that Thackery said they should not sell their lands to those white men; did you understand that from the other Indians?

OKEMA. The next morning I heard about that.

Mr. EMBRY. What did you hear about it the next morning?

OKEMA. That time I came to Ah-nes-she-nene's house Thackery said to Noten: "We have brought some lease money for the Indians, but Wah-pe-che-qua made us get out of the camp before the Indians drew their lease money."

Mr. EMBRY. What else did Thackery say to Noten at that time?

OKEMA. That is all he said. I said: "If Thackery is honest about that he will be back here to-morrow," but Thackery did not come the next day.

Mr. EMBRY. That was all that Thackery said to Noten, was it, the next morning, that he had brought some lease money for the Indians, and that the other Indians made him leave the camp; was that all Thackery said?

OKEMA. Yes, sir.

Mr. EMBRY. You did not see Thackery any more, did you?

OKEMA. That was the last time I saw him.

Mr. EMBRY. Did you hear George Outcelt talk any the first day he came to camp?

OKEMA. George Outcelt went around the camp and talked some.

Mr. EMBRY. The first day that he was down at the camp?

OKEMA. Yes, sir.

Mr. EMBRY. Did he talk with you?

OKEMA. No, sir.

Mr. EMBRY. Did you hear him talk any?

OKEMA. Yes, sir; I saw him.

Mr. EMBRY. But did you hear him say anything?

OKEMA. No, sir.

Mr. EMBRY. You do not know what he talked about except what the Indians told you?

OKEMA. That is all; I just heard what they said.

Mr. EMBRY. When did Outcelt come back to the camp another time after the first time?

OKEMA. Right after that; I saw him at Muzquiz when I went there.

Mr. EMBRY. You saw Outcelt at Muzquiz right after that?

OKEMA. Yes, sir.

Mr. EMBRY. How many days after that was it that you saw Outcelt in Muzquiz?

OKEMA. George Outcelt stayed there after Thackery left there.

Mr. EMBRY. He stayed where?

OKEMA. At the camp, and the next morning I saw the coaches coming back from Muzquiz, and George Outcelt got in the buggy and went to Muzquiz.

Mr. EMBRY. How many buggies were there?

OKEMA. There were two coaches.

Mr. EMBRY. Who went back with George Outcelt the next morning in the two coaches?

OKEMA. I do not know who was going.

Mr. EMBRY. How many days after that was it before you saw George Outcelt at Muzquiz?

OKEMA. About four days after that.

Mr. EMBRY. Did George Outcelt talk with you at Muzquiz about four days after he was at the camp, when you saw him there?

OKEMA. Yes, sir.

Mr. EMBRY. Where were you and he when he talked with you?

OKEMA. He was outside of the saloon.

Mr. EMBRY. Who was the interpreter?

OKEMA. Nigger Mills was there.

Mr. EMBRY. Did Nigger Mills interpret for you and George when you talked with him outside of the saloon at Muzquiz?

OKEMA. Yes, sir.

Mr. EMBRY. What did George tell you at that time when Nigger Mills interpreted for you?

OKEMA. George said to me that he would like to have me be friends with him.

Mr. EMBRY. Anything more?

OKEMA. About the land that I had left in Oklahoma.

Mr. EMBRY. He asked you about your land that you had left in Oklahoma?

OKEMA. Yes, sir.

Mr. EMBRY. Did he not tell you that he had been sent down there to ask you about the land that you had left in Oklahoma?

OKEMA. George said the President sent him over there to see the Indians.

Mr. EMBRY. And then he asked you about whether you had turned your land over to Bentley or whether you had sold your land?

OKEMA. I told George that I did not want too many hired; I said, "I have already hired one man, Mr. Bentley."

Mr. EMBRY. What else did you tell George about that land?

OKEMA. George said, "You will lose your land and money if you turn it over to Mr. Bentley."

Mr. EMBRY. What else was said?

OKEMA. I said, "Bentley did not tell us to do that; the Indians just turned it over to Mr. Bentley."

Mr. EMBRY. What else did you tell George when you were talking there at the time Nigger Mills was the interpreter?

OKEMA. George said, "We got this Nigger Mills to interpret for you; he can understand good." Nigger Mills told George that he interpreted sometimes in the Kickapoo language.

Mr. EMBRY. What else did you tell George at that time?

OKEMA. George said, "Everybody knows you; you are a good man from the United States." That is what George Outcalt said to me.

Mr. EMBRY. What did you say to George?

OKEMA. I have forgotten to tell you something. George said, "When you turn the land over to Mr. Bentley you will lose the whole thing; it will not do you any good." I told George I thought it would be good to turn it over to Bentley. I said, "Of course, I have known Mr. Bentley fifteen years, and I know he has treated us good and tried to help the poor people, and he is a good man and an honest man. He always treated the white people good, and does not do wrong to them."

Mr. EMBRY. George was asking you about whether you had turned your land over to Mr. Bentley long before that, was he not?

OKEMA. No, sir; that was the first time.

Mr. EMBRY. Do you remember when Mr. Dixon was down there, and also Mr. Thackery once before that, asking whether you had turned your land over to Bentley or not?

OKEMA. He was there.

Mr. EMBRY. Dixon was there?

OKEMA. Yes, sir.

Mr. EMBRY. You remember that he was there asking you about your land once, too, was he not?

OKEMA. I saw Dixon there.

Mr. EMBRY. Did not Dixon ask you about whether you had turned your land over to Bentley or not?

OKEMA. I have not finished yet. I know Dixon was going to do something about it. Dixon hurt himself at that time; he turned a cigar that was burning and put it into his mouth. That is why the Indians noticed him.

Mr. EMBRY. Did not Outcalt ask you about the same land that Dixon asked you about?

OKEMA. Just about the same.

Mr. EMBRY. Did you ever have any other talk with Outcalt while he was down there?

OKEMA. No, sir.

Mr. EMBRY. You had no other talk with him?

OKEMA. No, sir.



Mr. EMBRY. You said you went up in Outcalt's room once. What did you go up there for?

OKEMA. That was the same place I saw him outside in the saloon. We went in there.

Mr. EMBRY. Then did you go up in his room?

OKEMA. Yes, sir.

Mr. EMBRY. Did you have a talk after you got up to his room?

OKEMA. Yes, sir.

Mr. EMBRY. You talked about the same things up in the room that you have told about here?

OKEMA. Yes, sir; the same.

Mr. EMBRY. Did you have any lease money due you at that time?

OKEMA. No, sir.

Mr. EMBRY. Was there any lease money owing your children that should have been paid them?

OKEMA. They called the names of those who had lease money, but they did not call mine.

Mr. EMBRY. Who was this Caddo man who went up to George's room with you?

OKEMA. Jim Deer went with a Caddo man over there; it was the Caddo man who ran with Jim Deer.

Mr. EMBRY. How long was it before these Mexican lawyers came down there to take statements at the camp?

OKEMA. A few days.

Mr. EMBRY. You say that Outcalt was there at the table with these Mexican lawyers when they went to take statements at the camp?

OKEMA. George Outcalt was standing around there by the table.

Mr. EMBRY. You say that these Mexican lawyers said that they came down to see whether you wanted to sell the land or not?

OKEMA. Yes, sir.

Mr. EMBRY. Did they not tell you that the Indians could do as they pleased; if the Indians wanted to sell the land it was all right, and if they did not want to they did not have to?

OKEMA. No, sir; they did not say that. They made them drunk and made them sign.

Mr. EMBRY. These Mexican lawyers who came down to the camp before they had that fuss with Mrs. Bentley, when Wah-po-ho-ko asked them to come into her tent; what did those Mexican lawyers say who were in the tent—not those at Guajardo's house?

OKEMA. There was nobody drunk at the time those lawyers came there.

Mr. EMBRY. What did those lawyers say down at the camp?

OKEMA. They were sitting at a table like this one.

Mr. EMBRY. What did the Mexican lawyers say when they were sitting down at the table?

OKEMA. They were just sitting by the table; they did not say anything. Wah-po-ho-ko was inside calling for them to come into the house. There was a man interpreting for the Mexicans—a big fat fellow. Two of those Mexican lawyers went in there and that interpreter went in, too. Wah-po-ho-ko told them she did not know what they came down there for. She said, "I just heard of your going to come up here; I do not know what you all came here for;" and the lawyers said, "This is what we have come down here for, about your land at Oklahoma. If any of these Indian boys want

to sell land, I can see them and see if they want to sell, and those who do not want to sell, we will see them, too, and see what they will do."

Mr. EMBRY. If they did not want to sell land they would see them too?

OKEMA. Yes, sir.

Mr. EMBRY. And if they did not want to sell land, they could see them and know about it?

OKEMA. Yes, sir; they said, "That is what we came down here for."

Mr. EMBRY. In other words, they wanted to see whether they wanted to sell their lands or not?

OKEMA. Yes, sir; and Wah-po-ho-ko told them that they were not going to do that; they did not want to do that, and the lawyers said, "That will be all right; if you do not want to sell it will be all right; do what you please." And right at that time I heard somebody fussing outside there.

Mr. EMBRY. How long did Outcult stay down at the camp at that time?

OKEMA. All the rest of the lawyers went to Muzquiz and George Outcult stayed at the camp.

Mr. EMBRY. How long did Outcult stay at the camp?

OKEMA. The next morning lots of coaches came there.

Mr. EMBRY. And got the Indians?

OKEMA. Yes, sir; got the Indians.

Mr. EMBRY. Where was Outcult when those coaches came there the next morning?

OKEMA. He was at Ah-nes-she-nene's house.

Mr. EMBRY. How far was Ah-nes-she-nene's house from your house?

OKEMA. It was about 50 yards.

Mr. EMBRY. Did you see Outcult there that morning yourself?

OKEMA. Yes, sir.

Mr. EMBRY. Where did Outcult go that morning?

OKEMA. He went on; he just passed by Mack Johnson's house. He was just standing around there for a while.

Mr. EMBRY. Where did Outcult go then?

OKEMA. Grimes passed by George Outcult and they went on to where the coaches were.

Mr. EMBRY. Where did those coaches go then?

OKEMA. They went back to Muzquiz.

Mr. EMBRY. Did you go along to Muzquiz with them at that time?

OKEMA. No, sir.

Mr. EMBRY. You do not know what they did when they got to Muzquiz, do you?

OKEMA. No, sir.

Mr. EMBRY. Were you there at another time when the coaches came to take the Indians to Muzquiz after that?

OKEMA. I was there.

Mr. EMBRY. Did you go with them the next time when they took the Indians in the coaches to Muzquiz?

OKEMA. Yes, sir.

Mr. EMBRY. What occurred on that second occasion when you went with the Indians in the coaches to Muzquiz?

OKEMA. Nobody signed that time.

Mr. EMBRY. How many days was it after the first trip of the Indians in coaches to Muzquiz until they came back and took them again, and took you to Muzquiz with them?

OKEMA. I do not know about that.

Mr. EMBRY. Do you know what your land up in Oklahoma is worth?

OKEMA. No, sir; I do not know how much it is worth.

Mr. EMBRY. Is that land up in Oklahoma the land that you turned over to Bentley?

OKEMA. Yes, sir.

Mr. EMBRY. When you were arrested at Sabinas, about what time in the day was it when they arrested you and would not let you get on the train?

OKEMA. It was about noon.

Mr. EMBRY. Was Outcalt there at that time?

OKEMA. Yes, sir; George Outcalt was in a hack at that time. He went to Sabinas.

Mr. EMBRY. What time did you first see Mr. Field there at Sabinas on that day when he gave you that money?

OKEMA. At that time when they made me get off the train, that was the night train when I saw him.

Mr. EMBRY. Did you see Outcalt at that time when you saw Mr. Field?

OKEMA. Yes, sir.

Mr. EMBRY. You told us a while ago about Outcalt making a talk. Where did Outcalt make that talk, just before Guajardo made his talk to the Indians—where was that, what place was it?

OKEMA. It was at Guajardo's house.

Mr. EMBRY. Was it at the court-house or the house where Guajardo lives—his private house?

OKEMA. It was his home house.

Mr. EMBRY. Were you ever up at the court-house when Guajardo made a talk with the Indians—I mean at the court-house where Guajardo's office was, not his home house, but the court-house, where they hear cases and try people?

OKEMA. I was at his home house.

Mr. EMBRY. Were you there when Mr. Bentley was in jail?

OKEMA. Yes, sir.

Mr. EMBRY. Did you see them take Mr. Bentley into the court-house or the place where they tried him?

OKEMA. Yes, sir.

Mr. EMBRY. Was that the court-house or Guajardo's home house?

OKEMA. It was the court-house.

Mr. EMBRY. Was this talk which you heard Guajardo and Outcalt make at this same house or at another house?

OKEMA. It was at his own house.

Mr. EMBRY. What did Outcalt say at that talk that he made there to the Indians?

OKEMA. He had a piece of paper in his hand and said that the President had sent him there to help Grimes to buy lands and "to help treat you all good; that was the reason I came down here to the headman or chief of the town."

Mr. EMBRY. Who was the interpreter who talked for Outcalt at that time?

OKEMA. William Murdock was the interpreter.

Mr. EMBRY. What else did Outcalt say at that time?

OKEMA. He quit talking; he said: "You talk to this Guajardo and see what he says." That is what he told me, and Guajardo commenced to talk again.

Mr. EMBRY. You have already told us that. That is all I care to ask.

The witness was thereupon excused.

ME-SHE-KAH having been first duly sworn, and her interpreter, Wah-theck-cona, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

ME-SHE-KAH. Me-she-kah.

Senator CURTIS. Are you sick?

ME-SHE-KAH. Yes, sir.

Senator CURTIS. Were you in the Kickapoo Indian camp near Muzquiz last summer a year ago, in July or August?

ME-SHE-KAH. Yes, sir; I was there.

Senator CURTIS. Are you a Kicking Kickapoo Indian?

ME-SHE-KAH. Yes, sir.

Senator CURTIS. Do you own any land in Oklahoma?

ME-SHE-KAH. Yes, sir.

Senator CURTIS. Do you remember the day all the Indians were taken up to Guajardo's house in coaches.

ME-SHE-KAH. Yes, sir; I was there.

Senator CURTIS. Were Grimes, Doctor Conine, and the policeman there?

ME-SHE-KAH. Yes, sir; I saw Grimes and Conine there.

Senator CURTIS. Did you stay at the camp or did you go to Guajardo's house?

ME-SHE-KAH. I went up there with the Indians.

Senator CURTIS. Did you go upstairs or stay downstairs?

ME-SHE-KAH. I was downstairs.

Senator CURTIS. Did you go upstairs at all?

ME-SHE-KAH. No, sir.

Senator CURTIS. Did you hear any of them ask the Indians to sell their Oklahoma lands up there on that day?

ME-SHE-KAH. No, sir; I did not hear that.

Senator CURTIS. Did you touch the pen up there to sell your lands?

ME-SHE-KAH. No, sir; I did not sign anything there.

Senator CURTIS. Did you ever go to Guajardo's house after that?

ME-SHE-KAH. No, sir.

Senator CURTIS. Did you authorize Murdock or Johnson or anybody else to touch pen for you there on that day, or at any time?

ME-SHE-KAH. No, sir.

Senator CURTIS. Did you turn your land in Oklahoma over to Mr. Bentley—this land here?

ME-SHE-KAH. Yes, sir; I turned it over to him?

Senator CURTIS. How much is your land in Oklahoma worth?

ME-SHE-KAH. I do not know, sir.

Senator CURTIS. What was Mr. Bentley to do with your land?

ME-SHE-KAH. He was to fix a reservation in Mexico for me to live on.

Senator CURTIS. Did Mr. Bentley give you any money?

ME-SHE-KAH. Yes, sir.

Senator CURTIS. How much?

ME-SHE-KAH. One hundred dollars gold.

Senator CURTIS. Did anybody give you any money the day you were at Guajardo's house?

ME-SHE-KAH. No, sir; all I know is that I ate downstairs; had dinner.

Senator CURTIS. Do you know Tony Alexander?

ME-SHE-KAH. Yes, sir.

Senator CURTIS. Do you know Doctor Conine?

ME-SHE-KAH. Yes, sir.

Senator CURTIS. Did you ever sign a little paper like that [indicating blank check] for Doctor Conine to draw money out of the First National Bank at Eagle Pass?

ME-SHE-KAH. No, sir.

Senator CURTIS. Did you ever authorize Doctor Conine or Tony Alexander to buy land for you in Mexico?

ME-SHE-KAH. No, sir; I did not talk to them.

Senator CURTIS. Did you have Doctor Conine, Grimes, Chapman, Al Brown, or any of those white men put money in the First National Bank at Eagle Pass for your land?

ME-SHE-KAH. No, sir.

The witness was thereupon excused.

AH-NA-THA-HAH-QUAH, having been first duly sworn, and her interpreter, Wah-theck-cona, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

AH-NA-THA-HAH-QUAH. Ah-na-tha-hah-quah.

Senator CURTIS. Are you a Kicking Kickapoo Indian?

AH-NA-THA-HAH-QUAH. Yes, sir.

Senator CURTIS. Do you own land in Oklahoma?

AH-NA-THA-HAH-QUAH. Yes, sir.

Senator CURTIS. How far is it from Shawnee?

AH-NA-THA-HAH-QUAH. I do not know where my land is.

Senator CURTIS. How much is it worth, if you know?

AH-NA-THA-HAH-QUAH. I do not know.

Senator CURTIS. Did you live with the Kicking Kickapoos in the Indian camp near Muzquiz last summer, in May, June, July, and August and September a year ago?

AH-NA-THA-HAH-QUAH. Yes, sir.

Senator CURTIS. Was that about the time that Doctor Conine, Grimes, Chapman, and other white men were around the camp?

AH-NA-THA-HAH-QUAH. Yes, sir.

Senator CURTIS. Do you remember one day when the coaches came down in July, or in the summer of 1906—that is, last year—and took all the Indians up to Guajardo's house, or a good number of them?

AH-NA-THA-HAH-QUAH. I do not remember about that.

Senator CURTIS. Did you go up to Guajardo's house?

AH-NA-THA-HAH-QUAH. No, sir; I did not go.

Senator CURTIS. Were you ever up at his house?

AH-NA-THA-HAH-QUAH. No, sir.

Senator CURTIS. Did you ever tell anybody to touch the pen to sell your lands up at Guajardo's house?

AH-NA-THA-HAH-QUAH. No, sir.

Senator CURTIS. Did you ever sell your land to W. L. Chapman, of Shawnee?

AH-NA-THA-HAH-QUAH. No, sir.

Senator CURTIS. Did you sell your lands to W. W. Ives, of Shawnee?

AH-NA-THA-HAH-QUAH. No, sir.

Senator CURTIS. Did anybody there give you \$700—Mr. Chapman, Mr. Gimes, or Doctor Conine—at Guajardo's house?

AH-NA-THA-HAH-QUAH. No, sir; never.

Senator CURTIS. Did you tell these men to put any money in the First National Bank of Eagle Pass for you?

AH-NA-THA-HAH-QUAH. Oh, no, sir.

Senator CURTIS. Do you know Doctor Conine, and did you see him around the Indian camp?

AH-NA-THA-HAH-QUAH. Yes, sir; I know him.

Senator CURTIS. Do you know Tony Alexander—the man with the chin whiskers?

AH-NA-THA-HAH-QUAH. Yes, sir.

Senator CURTIS. Did you see him?

AH-NA-THA-HAH-QUAH. Yes, sir.

Senator CURTIS. Did you ever sign a little paper like that [indicating a blank check] for them to draw money out of the First National Bank?

AH-NA-THA-HAH-QUAH. No, sir.

Senator CURTIS. Did Mr. Ives ever pay you any money?

AH-NA-THA-HAH-QUAH. No, sir.

Senator CURTIS. Do you know Mr. Bentley who is sitting here?

AH-NA-THA-HAH-QUAH. Yes, sir; he is a good man.

Senator CURTIS. Did you ever sell him any land?

AH-NA-THA-HAH-QUAH. I signed land to him.

Senator CURTIS. What was he to do with it for you?

AH-NA-THA-HAH-QUAH. He was to change it and make a reservation in Mexico.

Senator CURTIS. Did he pay you any money?

AH-NA-THA-HAH-QUAH. I got \$100 in gold at that time.

Senator CURTIS. Did he ever give you any more money?

AH-NA-THA-HAH-QUAH. No, sir.

Senator CURTIS. Did you get any Washington money at the Border National Bank at Eagle Pass when all the Indians were up there?

AH-NA-THA-HAH-QUAH. I got \$200 at that time.

Senator CURTIS. How much money did you turn over to Bentley there that day?

AH-NA-THA-HAH-QUAH. I gave \$100 to Bentley.

Senator CURTIS. Did you get that money back from him?

AH-NA-THA-HAH-QUAH. I got it back.

Senator CURTIS. Why did you leave Oklahoma?

AH-NA-THA-HAH-QUAH. I like it in Mexico.

Senator CURTIS. You like it best in Mexico, do you?

AH-NA-THA-HAH-QUAH. Yes, sir.

Senator CURTIS. Would you go back to Oklahoma if they wanted to take you back?

AH-NA-THA-HAH-QUAH. Oh, no, sir.

There being no further questions, the witness was excused.

PEM-E-PAH-HONE-AH-QUAH, having been first duly sworn, and her interpreter, Wah-theck-cona, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

PEM-E-PAH-HONE-AH-QUAH. Pem-e-pah-hone-ah-quah.

Senator CURTIS. How old are you?

PEM-E-PAH-HONE-AH-QUAH. Seventeen.

Senator CURTIS. Do you own any land in Oklahoma?

PEM-E-PAH-HONE-AH-QUAH. Yes, sir.

Senator CURTIS. How far is it located from Shawnee?

PEM-E-PAH-HONE-AH-QUAH. I do not know.

Senator CURTIS. Do you know what it is worth?

PEM-E-PAH-HONE-AH-QUAH. I do not know.

Senator CURTIS. When did you go to Mexico?

PEM-E-PAH-HONE-AH-QUAH. I just came down there.

Senator CURTIS. I say, how long ago?

PEM-E-PAH-HONE-AH-QUAH. It has been five years ago.

Senator CURTIS. Did you come with your father and mother?

PEM-E-PAH-HONE-AH-QUAH. Yes, sir.

Senator CURTIS. Were you at the Kickapoo Indian camp near Muzquiz during the summer of 1906—during June, July, August, and September?

PEM-E-PAH-HONE-AH-QUAH. I was not there.

Senator CURTIS. You were not out at the camp?

PEM-E-PAH-HONE-AH-QUAH. No, sir.

Senator CURTIS. Where were you?

PEM-E-PAH-HONE-AH-QUAH. I stayed at home.

Senator CURTIS. Where is your home—out at the Indian camp or at the San Francisco ranch?

PEM-E-PAH-HONE-AH-QUAH. Yes, sir.

Senator CURTIS. You were on the San Francisco ranch?

PEM-E-PAH-HONE-AH-QUAH. Yes, sir.

Senator CURTIS. Were you there at the Indian camp the day that all the Indians were taken up to Guajardo's house?

PEM-E-PAH-HONE-AH-QUAH. Yes, sir; I was at my home.

Senator CURTIS. Did you go up to Guajardo's house?

PEM-E-PAH-HONE-AH-QUAH. No, sir.

Senator CURTIS. Were you ever at Guajardo's house?

PEM-E-PAH-HONE-AH-QUAH. No, sir; I have never been there.

Senator CURTIS. Did you ever touch a pen there to sell your land before Mexican lawyers and before Doctor Conine?

PEM-E-PAH-HONE-AH-QUAH. No, sir.

Senator CURTIS. Did they ever give you any money up there at Guajardo's house?

PEM-E-PAH-HONE-AH-QUAH. No, sir.

Senator CURTIS. Did you ever authorize Mack Johnson, the Indian interpreter, or Murdock, or anybody else to sign your name at Guajardo's house?

PEM-E-PAH-HONE-AH-QUAH. No, sir; I never did.

Senator CURTIS. Did you ask any of those men, Doctor Conine, Mr. Chapman, or anybody else, to put money in the First National Bank at Eagle Pass for you—\$700, or any other sum of money?

PEM-E-PAH-HONE-AH-QUAH. No, sir.

Senator CURTIS. Do you know Toney Alexander?

PEM-E-PAH-HONE-AH-QUAH. I do not know him.

Senator CURTIS. Do you know Doctor Conine of Muzquiz?

PEM-E-PAH-HONE-AH-QUAH. I do not know him.

Senator CURTIS. Did you sign a little paper like that [indicating blank check] down in Mexico, asking Doctor Conine to draw money out of the bank for you at Eagle Pass?

PEM-E-PAH-HONE-AH-QUAH. No, sir.

Senator CURTIS. Did you ever sell your land in Oklahoma to any person?

PEM-E-PAH-HONE-AH-QUAH. No, sir.

Senator CURTIS. Have you a guardian up in Oklahoma, a man to look after your property?

PEM-E-PAH-HONE-AH-QUAH. I do not know.

There being no further questions the witness was excused.

PEM-E-TUM-WAH having been first duly sworn and his interpreter, Wah-theck-cona, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

PEM-E-TUM-WAH. Pem-e-tum-wah.

Senator CURTIS. Are you a Kicking Kickapoo Indian?

PEM-E-TUM-WAH. Yes, sir.

Senator CURTIS. When did you leave Oklahoma?

PEM-E-TUM-WAH. It has been five years ago.

Senator CURTIS. Do you own any land in Oklahoma?

PEM-E-TUM-WAH. Yes, sir.

Senator CURTIS. Did you ever sell that land to anyone?

PEM-E-TUM-WAH. I sold it to Mr. Bentley.

Senator CURTIS. Did Mr. Bentley pay you for it?

PEM-E-TUM-WAH. Yes, sir.

Senator CURTIS. How much?

PEM-E-TUM-WAH. One hundred dollars.

Senator CURTIS. What was he to do with it?

PEM-E-TUM-WAH. He was to change the place to Mexico to make a reservation for us.

Senator CURTIS. For the Kickapoo Indians?

PEM-E-TUM-WAH. Yes, sir.

Senator CURTIS. Do you know Grimes, Chapman, Doctor Conine, Al Brown, and Cal Moore?

PEM-E-TUM-WAH. Yes, sir; I know them.

Senator CURTIS. Do you know Mr. Thackery, the Indian agent, and George Outcalt, the lawyer?

PEM-E-TUM-WAH. Yes, sir.

Senator CURTIS. Were you in Mexico when George Outcalt and Thackery came out there a year ago last summer?

PEM-E-TUM-WAH. I was there.

Senator CURTIS. Did you have a talk with either of them?

PEM-E-TUM-WAH. No, sir.



Senator CURTIS. Did you hear them talking to the other Indians?

PEM-E-TUM-WAH. No, sir; I did not.

Senator CURTIS. Did you have any talk with Doctor Conine or with the Grimeses, either of them, or Cal Moore or Joe Clark, or any of those white men about selling your land in Oklahoma?

PEM-E-TUM-WAH. No, sir.

Senator CURTIS. Did you hear them talking with the Indians about selling their land?

PEM-E-TUM-WAH. No, sir; I stayed in the house all the time.

Senator CURTIS. Did you go up to Guajardo's house?

PEM-E-TUM-WAH. I went over to Guajardo's once; they made me scared.

Senator CURTIS. Who was there and what was said?

PEM-E-TUM-WAH. A policeman went around the houses and told the Indians to go to Guajardo's house. I did not get on the coach; we drove over in our team.

Senator CURTIS. You drove over in your own team?

PEM-E-TUM-WAH. Yes, sir.

Senator CURTIS. Who went with you?

PEM-E-TUM-WAH. A good many of them went over there.

Senator CURTIS. What occurred there?

PEM-E-TUM-WAH. We went to Guajardo's house—to Muzquiz. When we got to Guajardo's house we stayed outside in the yard; I saw some men going upstairs; I do not know what occurred in there.

Senator CURTIS. Do you know who they were?

PEM-E-TUM-WAH. Okema went upstairs.

Senator CURTIS. Who else went up?

PEM-E-TUM-WAH. Wah-po-ho-ko, Ne-kah-no-pit, Ah-kis-kuck, and Pah-na-ka-tho.

Senator CURTIS. Did you go up?

PEM-E-TUM-WAH. No, sir.

Senator CURTIS. Then you did not hear anything that was said up there?

PEM-E-TUM-WAH. No, sir.

Senator CURTIS. How long did you stay there in the yard?

PEM-E-TUM-WAH. Until the afternoon.

Senator CURTIS. Was Joe Whipple there?

PEM-E-TUM-WAH. I do not know.

Senator CURTIS. Was Mack Johnson there?

PEM-E-TUM-WAH. I did not see anyone; they went inside. He might have been inside.

Senator CURTIS. Did you ever go back to Guajardo's house again?

PEM-E-TUM-WAH. I was just there once; that was all.

Senator CURTIS. What is your mother's name?

PEM-E-TUM-WAH. Kah-kah-to-the-qua.

Senator CURTIS. Was your mother there that day—the day you were at Guajardo's house?

PEM-E-TUM-WAH. No, sir.

Senator CURTIS. Where was she?

PEM-E-TUM-WAH. She stayed at home here; she was sick.

Senator CURTIS. The other time the Indians were taken to Guajardo's house where was your mother—the second time?

PEM-E-TUM-WAH. She had never been over there.

Senator CURTIS. Where was she; at home sick?

PEM-E-TUM-WAH. At home sick.

Senator CURTIS. Did you ever sell your land to Ives?

PEM-E-TUM-WAH. No, sir.

Senator CURTIS. Then the only land transactions you had were with Mr. Bentley; the only person you let have your land was Bentley?

PEM-E-TUM-WAH. Yes, sir; that was all.

The witness was thereupon excused.

The committee thereupon called as a witness, Paw-kaw-kah. He was unable to hear, and the interpreter said he could not talk.

Senator CURTIS. Mr. Interpreter, can you talk to this man; can you make him understand?

The INTERPRETER (WAH-THECK-CONA). No, sir; I can not make him understand.

Senator CURTIS. Is there anyone here who can make him understand—or have him talk about land? Can any Indian here make him understand anything about his land?

The INTERPRETER. No, sir; no Indian here can make him understand.

The committee thereupon decided that it would be impossible to examine this witness under the circumstances.

NE-KAH-NO-PIT, having been first duly sworn, and his interpreter, Wah-theck-cona, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

NE-KAH-NO-PIT. Ne-kah-no-pit.

Senator CURTIS. Are you a Kicking Kickapoo Indian?

NE-KAH-NO-PIT. Yes, sir.

Senator CURTIS. Do you own any land in Oklahoma?

NE-KAH-NO-PIT. Yes, sir; I have it.

Senator CURTIS. Are you now living in Mexico?

NE-KAH-NO-PIT. Yes, sir.

Senator CURTIS. How long since you left Oklahoma to go to Mexico?

NE-KAH-NO-PIT. Four years.

Senator CURTIS. Were you with the Kickapoo Indians in their camp at Muzquiz in July, August, and September, of 1906?

NE-KAH-NO-PIT. Yes, sir; I was in the camp.

Senator CURTIS. Do you know anything about some white men—Doctor Conine, the Grimeses, Chapman, Cal Moore, and Al Brown—being there to buy up Kickapoo Indian lands?

NE-KAH-NO-PIT. Yes, sir.

Senator CURTIS. Were you in camp the first time the coaches came down to take the Indians up to Guajardo's house?

NE-KAH-NO-PIT. I do not know about it.

Senator CURTIS. You were not there the first time?

NE-KAH-NO-PIT. No, sir.

Senator CURTIS. Some time in August, 1906, along in the midsummer, were you at the camp when some of the Indians went up to Guajardo's house, when Joe Whipple was there?

NE-KAH-NO-PIT. I just saw them, that is all; I did not know what they were doing.

Senator CURTIS. Did you see Joe Whipple there?

NE-KAH-NO-PIT. Yes, sir; I saw him.

Senator CURTIS. Did you go up to Guajardo's house?

NE-KAH-NO-PIT. No, sir.

Senator CURTIS. Did you ever sell your Oklahoma land to Chapman?

NE-KAH-NO-PIT. No, sir.

Senator CURTIS. Did you authorize Joe Whipple, Tom Smith, Mack Johnson, Murdock, or any other Indians to touch pen for you, or any other person at Guajardo's house, to touch pen to sell your land?

NE-KAH-NO-PIT. No, sir.

Senator CURTIS. Did they pay you \$1,000 in Mexico for your land?

NE-KAH-NO-PIT. No, sir; Grimes told me that Bentley sent a thousand dollars down there for me.

Senator CURTIS. Grimes told you that?

NE-KAH-NO-PIT. Yes, sir.

Senator CURTIS. When did he tell you?

NE-KAH-NO-PIT. At that time.

Senator CURTIS. Did you try to get that thousand dollars that Grimes told you Bentley had sent for you?

NE-KAH-NO-PIT. No, sir; I did not get it.

Senator CURTIS. Did Grimes or any of those men pay you a thousand dollars in money down there—Chapman, Doctor Conine, or Grimes?

NE-KAH-NO-PIT. No, sir.

Senator CURTIS. Did you ever sell your land to any person?

NE-KAH-NO-PIT. No, sir.

Senator CURTIS. Did you sell it to Mr. Ives?

NE-KAH-NO-PIT. No, sir.

Senator CURTIS. Do you know Mr. Bentley, who is sitting here?

NE-KAH-NO-PIT. Yes, sir; I know him.

Senator CURTIS. Did you ever sell your Oklahoma land to Mr. Bentley?

NE-KAH-NO-PIT. I turned it over to him.

Senator CURTIS. What for?

NE-KAH-NO-PIT. To fix a reservation out here in Mexico.

Senator CURTIS. Did Mr. Bentley give you any money?

NE-KAH-NO-PIT. I got \$100 from him.

Senator CURTIS. Did he ever give you any more money?

NE-KAH-NO-PIT. I got \$200 after that.

Senator CURTIS. From Mr. Bentley?

NE-KAH-NO-PIT. Yes, sir; I just got \$100 from him and turned the \$100 back to him to keep for me.

Senator CURTIS. Did you get a little paper for that \$100?

NE-KAH-NO-PIT. Yes, sir; I have it.

Senator CURTIS. Have you got that paper with you?

NE-KAH-NO-PIT. Yes, sir.

Senator CURTIS. Was that money that you got a part of—that \$200 Washington money—paid at the Border National Bank?

NE-KAH-NO-PIT. Yes, sir.

Senator CURTIS. If you have that receipt, let me see it.

(The witness here exhibited receipt dated Eagle Pass, Tex., November 27, 1906, for \$100, signed by Martin J. Bentley. On the back of said paper are three credits—one of \$50, one of \$15, and another of \$15. The witness also exhibits receipt dated Eagle Pass, Tex., November 26, 1906, for his wife, Ah-no-thah-ha-quah, for \$100, signed by Martin J. Bentley, on the back of which is a credit of April 26, of \$50 Mexican; October 16, \$15 gold. Both receipts are for \$100 American money.)

Senator CURTIS. How many deeds did you make for Mr. Bentley, or how many times did you turn land over to him?

NE-KAH-NO-PIT. Twice.

Senator CURTIS. Did he pay you money twice for your land—two \$100 or just one \$100?

NE-KAH-NO-PIT. I signed a deed for him once; that is what I got the \$100 for, and the second time it was the Government money I signed for.

Senator CURTIS. The second time it was a paper for Government money?

NE-KAH-NO-PIT. Yes, sir.

Mr. BENTLEY. When you came out behind Sweeney that time to Eagle Pass, did I not pay you \$100 in gold? It was in July, the day you and Wah-mah-ke-thah witnessed so many times to send papers to Washington.

NE-KAH-NO-PIT. Yes, sir; \$100.

Mr. BENTLEY. Did you have any talk with Doctor Conine about selling your land in Oklahoma?

NE-KAH-NO-PIT. No, sir.

Mr. BENTLEY. Or Chapman?

NE-KAH-NO-PIT. No, sir.

Mr. BENTLEY. Or Grimes?

NE-KAH-NO-PIT. I talked with him once.

Mr. BENTLEY. Only the time you have told us about?

NE-KAH-NO-PIT. Yes, sir.

Mr. BENTLEY. Did your wife ever go up to Guajardo's house?

NE-KAH-NO-PIT. No, sir.

Mr. BENTLEY. What is her name?

NE-KAH-NO-PIT. Ah-nah-tha-ha-quah.

Mr. BENTLEY. She never went up to Guajardo's house at all, did she?

NE-KAH-NO-PIT. No, sir.

Mr. BENTLEY. Where was she when they took all the Indians up to Guajardo's house?

NE-KAH-NO-PIT. She was at the camp.

Mr. BENTLEY. Was she taken sick at that time?

NE-KAH-NO-PIT. She was kind of sick.

Mr. BENTLEY. Did those men, Doctor Conine, Grimes, or Chapman, ever give your wife any money?

NE-KAH-NO-PIT. No, sir; they did not give her anything.

Senator CURTIS. Did your wife ever sign a little paper like that [indicating a blank check] for Alexander and Conine to get money at the bank?

NE-KAH-NO-PIT. No, sir.

The witness was thereupon excused, and at 12.30 o'clock the committee took a recess to 1.30 p. m.

## AFTER RECESS.

The committee met at 1.30 o'clock p. m.

NE-PAH-HAH, having been first duly sworn, and her interpreter, Wah-theck-cona, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

NE-PAH-HAH. Ne-pah-hah.

Senator CURTIS. Are you a Kicking Kickapoo Indian?

NE-PAH-HAH. Yes, sir.

Senator CURTIS. Where do you live?

NE-PAH-HAH. In Mexico.

Senator CURTIS. Are you Jim Deer's wife?

NE-PAH-HAH. Yes, sir.

Senator CURTIS. Do you own any land in Oklahoma?

NE-PAH-HAH. Yes, sir.

Senator CURTIS. When did you first come to Mexico?

NE-PAH-HAH. It has been five years ago.

Senator CURTIS. Did you go back to Oklahoma last year?

NE-PAH-HAH. I have been back several times.

Senator CURTIS. Who brought you back from Oklahoma since you were up there last year?

NE-PAH-HAH. Nobody.

Senator CURTIS. Did you buy your own ticket?

NE-PAH-HAH. Yes, sir.

Senator CURTIS. When you came here five years ago, who asked you to come?

NE-PAH-HAH. I just wanted to come up here.

Senator CURTIS. Did you sell your land to anybody?

NE-PAH-HAH. I sold it to Mr. Bentley.

Senator CURTIS. How much money did Mr. Bentley pay you?

NE-PAH-HAH. One hundred dollars.

Senator CURTIS. In gold?

NE-PAH-HAH. In gold.

Senator CURTIS. Has he given you any other money than one \$100 in gold?

NE-PAH-HAH. Before we left for Muzquiz I went back to Eagle Pass about money again.

Senator CURTIS. How much?

NE-PAH-HAH. One hundred dollars Mexican.

Senator CURTIS. Did you get any Government at Eagle Pass?

NE-PAH-HAH. No, sir; I have not got any yet.

Senator CURTIS. Do you know that Mr. Thackery, the U. S. Indian agent at Shawnee, is your guardian and is holding your property for you?

NE-PAH-HAH. No, sir; I do not know that.

Senator CURTIS. How old are you?

NE-PAH-HAH. About 40.

Senator CURTIS. How long have you been married?

NE-PAH-HAH. About twenty-five years, something like that.

Senator CURTIS. How many children have you had?

NE-PAH-HAH. I have had six, but some of them died.

There being no further questions the witness was excused.

KEAHQUAQUAH, having been first duly sworn, and her interpreter, Wah-theck-cona, having been similarly sworn, testified as follows:

Senator CURTIS. Are you a Kicking Kickapoo Indian?

KEAHQUAQUAH. Yes, sir.

Senator CURTIS. Where do you live?

KEAHQUAQUAH. In Mexico.

Senator CURTIS. How long have you lived in Mexico?

KEAHQUAQUAH. Since five years ago.

Senator CURTIS. Why did you leave Oklahoma?

KEAHQUAQUAH. I liked to stay in Mexico.

Senator CURTIS. Do you own any land in Oklahoma?

KEAHQUAQUAH. Yes, sir.

Senator CURTIS. Whom did you sell it to?

KEAHQUAQUAH. I sold it to Mr. Bentley.

Senator CURTIS. How much money did he pay you for it?

KEAHQUAQUAH. One hundred dollars.

Senator CURTIS. Did he give you any more?

KEAHQUAQUAH. No, sir; I got no more money.

Senator CURTIS. How much is your land worth up there?

KEAHQUAQUAH. I do not know.

Senator CURTIS. Is Mr. Bentley to give you any more money for it?

KEAHQUAQUAH. No, sir.

Senator CURTIS. What is he to do with it?

KEAHQUAQUAH. He is to get land out here in Mexico.

Senator CURTIS. For all the Kickapoo Indians?

KEAHQUAQUAH. Yes, sir; the rest of them.

There being no further questions, the witness was excused.

AH-KE-NA-MA-THO, having been first duly sworn, and her interpreter, Wah-theck-cona, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

AH-KE-NA-MA-THO. Ah-ke-na-ma-tho.

Senator CURTIS. Are you a Kicking Kickapoo Indian?

AH-KE-NA-MA-THO. Yes, sir.

Senator CURTIS. Do you own land in Oklahoma?

AH-KE-NA-MA-THO. Yes, sir.

Senator CURTIS. How much land do you own?

AH-KE-NA-MA-THO. About 80 acres.

Senator CURTIS. Did you ever sell it to anybody?

AH-KE-NA-MA-THO. Yes, sir.

Senator CURTIS. What is it worth?

AH-KE-NA-MA-THO. I do not know.

Senator CURTIS. Do you know whether Mr. Bentley or Mr. Ives has a deed for it?

AH-KE-NA-MA-THO. I signed a deed to Mr. Bentley.

Senator CURTIS. How much money did Mr. Bentley pay you?

AH-KE-NA-MA-THO. One hundred dollars gold.

Senator CURTIS. Has he ever given you any more money?

AH-KE-NA-MA-THO. No, sir; just that time—just \$100.

Senator CURTIS. Do you remember deeding your land to Ives?

AH-KE-NA-MA-THO. No, sir.

Senator CURTIS. Has Mr. Bentley given you any money besides \$100?

AH-KE-NA-MA-THO. No, sir.

Senator CURTIS. How much more money is Mr. Bentley to give you—is Mr. Bentley going to give you any more money?

AH-KE-NA-MA-THO. I do not know.

Senator CURTIS. What is he to do with the land?

AH-KE-NA-MA-THO. He is to make a reservation out there in Mexico.

Senator CURTIS. Have you any understanding with him to that effect? Did he tell you he would do that?

AH-KE-NA-MA-THO. Yes, sir.

Senator CURTIS. Are you getting any rent from your land—any lease money?

AH-KE-NA-MA-THO. No, sir.

Mr. BENTLEY. I will state to the committee that this woman's land is under a Government lease. The lease money was received by the Indian agent, who refused to pay it over to her or to the grantee in the deed.

There being no further questions, the witness was excused.

WE-TA-MA-HO-THA having been first duly sworn, and his interpreter, Wah-theck-cona, having been similarly sworn, testified as follows:

Senator CURTIS. Are you a Kicking Kickapoo Indian?

WE-TA-MA-HO-THA. Yes, sir.

Senator CURTIS. Where do you live?

WE-TA-MA-HO-THA. In Mexico.

Senator CURTIS. How long have you lived in Mexico?

WE-TA-MA-HO-THA. It has been four years.

Senator CURTIS. How did you come to leave Oklahoma?

WE-TA-MA-HO-THA. I did not like it up there.

Senator CURTIS. Do you own land there in Oklahoma?

WE-TA-MA-HO-THA. Yes, sir; I have land there.

Senator CURTIS. How many acres have you?

WE-TA-MA-HO-THA. About 80 acres, I guess.

Senator CURTIS. How far is it from Shawnee?

WE-TA-MA-HO-THA. About 20 miles.

Senator CURTIS. Is it good farm land?

WE-TA-MA-HO-THA. Since I left it has not been plowed.

Senator CURTIS. Was it plowed before you left?

WE-TA-MA-HO-THA. No, sir.

Senator CURTIS. How much is it worth?

WE-TA-MA-HO-THA. I do not know how much.

Senator CURTIS. Did you sell that land to anyone?

WE-TA-MA-HO-THA. I sold it to Mr. Bentley.

Senator CURTIS. How much money did Mr. Bentley pay you for it?

WE-TA-MA-HO-THA. One hundred dollars.

Senator CURTIS. Has he given you any more since then?

WE-TA-MA-HO-THA. No, sir.

Senator CURTIS. Has he agreed to give you any more?

WE-TA-MA-HO-THA. I do not know.

Senator CURTIS. What is Mr. Bentley to do with your land?

WE-TA-MA-HO-THA. To change the place to make up a reservation out in Mexico.

Senator CURTIS. Did you get any Government money last November at the Border National Bank at Eagle Pass?

WE-TA-MA-HO-THA. I got money, but Mr. Bentley paid that money in bank that I owed.

Mr. BENTLEY. He means I paid to the bank a whole lot that he owed. He turned it over to me to pay his debt.

Senator CURTIS. How much?

WE-TA-MA-HO-THA. Two hundred dollars.

Senator CURTIS. Did you give Mr. Bentley any money at that time besides \$200?

WE-TA-MA-HO-THA. No, sir.

There being no further questions to ask, the witness was excused.

RACHAEL KIRK, having been first duly sworn, testified as follows:

Senator CURTIS. What is your Indian name?

RACHEL KIRK. Keothahoqua.

Senator CURTIS. Can you understand English?

RACHEL KIRK. Yes, sir.

Senator CURTIS. How old are you?

RACHEL KIRK. Twenty-two.

Senator CURTIS. You mean you are 22 now?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Where do you live?

RACHEL KIRK. In Mexico.

Senator CURTIS. How long since you moved to Mexico?

RACHEL KIRK. Five years.

Senator CURTIS. Did you go there with your father and mother?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Who is your father?

RACHEL KIRK. My father is dead. My mother is alive.

Senator CURTIS. Who is your mother?

RACHEL KIRK. Paskona.

Senator CURTIS. Do you own some land in Oklahoma?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Does your mother also own some land there?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Were you in the Kickapoo camp up at Muzquiz last summer a year ago, the summer of 1906, in June, July, August, and September?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Do you remember George Outcalt and Mr. Thackery coming out to the Indian camp?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Do you know those two men?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Did you have any talk with those men, or either of them, about your land or lease money?

RACHEL KIRK. No, sir.



Senator CURTIS. Did you hear them talking to the Indians out there?

RACHEL KIRK. Yes, sir.

Senator CURTIS. What did they say to the Indian men or women that you heard?

RACHEL KIRK. I do not know.

Senator CURTIS. You did not hear them?

RACHEL KIRK. No, sir.

Senator CURTIS. You just saw them talking there?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Do you know Doctor Conine?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Do you know Mr. Grimes?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Do you know the young Grimes, Tack, and his father?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Do you know Cal Moore?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Do you know Al Brown?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Do you know Chapman, of Shawnee, who was down there last summer with these men trying to buy Indian lands?

RACHEL KIRK. No, sir.

Senator CURTIS. You say you do not know Chapman?

RACHEL KIRK. No, sir.

Senator CURTIS. Do you know Tony Alexander?

RACHEL KIRK. Yes, sir; I know him.

Senator CURTIS. Do you know the two Murdock boys—the interpreters, Henry and Willie Murdock?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Do you know Mack Johnson, the Indian interpreter?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Did you see those white men that I have mentioned—Doctor Conine, the Grimes, Cal Moore, and Al Brown—with Johnson, the Indian interpreter, and with the Murdock boys?

RACHEL KIRK. Yes, sir.

Senator CURTIS. What were they trying to get the Indians to do?

RACHEL KIRK. They were trying to buy some land.

Senator CURTIS. The land in Oklahoma?

RACHEL KIRK. Yes, sir.

Senator CURTIS. What did you hear those white men say to the Indians about buying their land in Oklahoma from them—either of the Grimes or Conine, or any of those white men?

RACHEL KIRK. They asked them if they wanted to sell their land.

Senator CURTIS. What did the Indians say to that?

RACHEL KIRK. I do not know.

Senator CURTIS. Did you not hear them say something in response that they would sell or would not sell?

RACHEL KIRK. They said they would not sell.

Senator CURTIS. Did you act as interpreter once for those white men and talk to some Indians?

RACHEL KIRK. No, sir.

Senator CURTIS. Did those white men bring any whisky or mescal out there?

RACHEL KIRK. Yes, sir.

Senator CURTIS. How often?

RACHEL KIRK. They brought whisky there lots of times.

Senator CURTIS. Who brought whisky—which of the white men?

RACHEL KIRK. Grimes.

Senator CURTIS. Who else?

RACHEL KIRK. Conine.

Senator CURTIS. Who else?

RACHEL KIRK. Mr. Brown, Cal Moore, and Alexander.

Senator CURTIS. Did they try to get you and the other girls to come out in the brush there and drink whisky?

RACHEL KIRK. Yes, sir.

Senator CURTIS. They tried to get you out there to drink whisky?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Did they ever give you any whisky or mescal or get you drunk?

RACHEL KIRK. They made me drunk.

Senator CURTIS. Did they ever take you uptown in a hotel at Muzquiz?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Who took you up there?

RACHEL KIRK. Grimes.

Senator CURTIS. Who else?

RACHEL KIRK. Alexander.

Senator CURTIS. Who else?

RACHEL KIRK. Mr. Joe Clark.

Senator CURTIS. Who else?

RACHEL KIRK. That was all.

Senator CURTIS. What other Indian girls did they take up besides you?

RACHEL KIRK. They took Quatoqua.

Senator CURTIS. Who else.

RACHEL KIRK. Just us two.

Senator CURTIS. Where did they take you?

RACHEL KIRK. In the saloon.

Senator CURTIS. What did they do?

RACHEL KIRK. They gave us some beer to drink.

Senator CURTIS. What else?

RACHEL KIRK. Mescal.

Senator CURTIS. What else?

RACHEL KIRK. That was all.

Senator CURTIS. Did you get drunk?

RACHEL KIRK. Yes, sir.

Senator CURTIS. How long did they keep you there at the hotel?

RACHEL KIRK. About two hours.

Senator CURTIS. Did they not keep you there all night on one occasion?

RACHEL KIRK. Upstairs.

Senator CURTIS. Did they not keep you up there all night once?

RACHEL KIRK. No, sir; we did not stay at night.

Senator CURTIS. They kept you there about two hours and got you drunk, though?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Do you remember the first time the police came out there with coaches to take the Indians up to Guajardo's house?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Were you at the camp there that morning?

RACHEL KIRK. Yes, sir; I was there.

Senator CURTIS. How many coaches did they bring out there?

RACHEL KIRK. Seven.

Senator CURTIS. How many policemen were there?

RACHEL KIRK. Two.

Senator CURTIS. What white men were there; did you see Conine?

RACHEL KIRK. Yes, sir.

Senator CURTIS. With a pistol?

RACHEL KIRK. Yes, sir; he had a pistol and Grimes had a pistol, too, and also Brown.

Senator CURTIS. What did they do to the Indians?

RACHEL KIRK. They got them scared.

Senator CURTIS. Did they get them into the coaches?

RACHEL KIRK. Yes, sir; some of them.

Senator CURTIS. Did you go uptown with them that morning?

RACHEL KIRK. Yes, sir; I went up there.

Senator CURTIS. Did you go to Guajardo's house?

RACHEL KIRK. Yes, sir.

Senator CURTIS. How many of the Indians went upstairs?

RACHEL KIRK. I do not know.

Senator CURTIS. Did you go upstairs?

RACHEL KIRK. I did not go upstairs.

Senator CURTIS. You were downstairs all the time?

RACHEL KIRK. Yes, sir; I was downstairs.

Senator CURTIS. Did you hear anything those white men said to the Indians there who went upstairs?

RACHEL KIRK. No, sir; I did not hear anything.

Senator CURTIS. Did you see Mahmeshekah there—an old woman who was here this morning—up at Guajardo's house?

RACHEL KIRK. No, sir; I did not see her there.

Senator CURTIS. Did you see Kahkahtothequah there?

RACHEL KIRK. No, sir.

Senator CURTIS. She stayed in camp, did she not?

RACHEL KIRK. She stayed at home.

Senator CURTIS. How about Pemepahhonequah, was she there?

RACHEL KIRK. No, sir; she stayed at home.

Senator CURTIS. That is the girl who testified here this morning; that was the girl who stayed at home, was it?

Mr. BENTLEY. It is Ahkiskuck's girls?

RACHEL KIRK. No, sir; she did not go with them.

Senator CURTIS. She stayed at home?

RACHEL KIRK. Yes, sir.

Senator CURTIS. How about Kee-ah-tha-cum-o-qua?

RACHEL KIRK. She stayed at home.

Senator CURTIS. How about Tah-pah-she?

RACHEL KIRK. An old woman; she stayed at the camp.

Senator CURTIS. Did you see Pumytomoke?

RACHEL KIRK. She stayed downstairs, outside.

Senator CURTIS. Did she remain at home or stay downstairs?

RACHEL KIRK. I did not see her much.

Senator CURTIS. How about Pah-e-nah?

RACHEL KIRK. I did not see her go upstairs.

Senator CURTIS. Do you know Mah-tah-pene, an Indian boy?

RACHEL KIRK. He did not go up there; no, sir.

Senator CURTIS. Where was he; out hunting?

RACHEL KIRK. He was hunting.

Senator CURTIS. How long had he been hunting, if you know?

RACHEL KIRK. I do not know.

Senator CURTIS. Do you know this old woman, Ahnathahahquah, Nekahnopit's wife?

RACHEL KIRK. She stayed at the camp.

Senator CURTIS. Do you know Mah-squa-ko?

RACHEL KIRK. She did not go; she stayed at the camp.

Senator CURTIS. Did the policemen have guns and everything when they took you people up to Guajardo's house?

RACHEL KIRK. Yes, sir; they always had pistols and guns.

Senator CURTIS. Did they let you Indians go back to camp that night?

RACHEL KIRK. Yes, sir; they took us home.

Senator CURTIS. Did the wagons stay there all night, any of them, the Mexican coaches?

RACHEL KIRK. No, sir.

Senator CURTIS. Were you at camp when the Indians went up to Guajardo's house the other time, when Joe Whipple was there?

RACHEL KIRK. No, sir; I did not go that time.

Senator CURTIS. Do you remember about their taking them over there—Joe Whipple and some of them going to Guajardo's house; do you remember that some did go?

RACHEL KIRK. No, sir; I do not remember.

Senator CURTIS. Do you know that old woman who had the consumption, Kah-kene-peah, who was brought out from Shawnee and stayed at the camp?

RACHEL KIRK. I do not know anything about that.

Senator CURTIS. It is George Minor's mother. Do you know George Minor's mother?

RACHEL KIRK. Yes, sir; I know her.

Senator CURTIS. Was she at the camp last summer and fall and winter?

RACHEL KIRK. I do not know whether she was or not.

Senator CURTIS. Was she there last winter, last January?

RACHEL KIRK. I do not remember whether she was or not.

Senator CURTIS. Did you ever sell your land?

RACHEL KIRK. No, sir.

Senator CURTIS. Did you make a deed of your land over in Eagle Pass to Mr. Grimes?

RACHEL KIRK. Yes, sir.

Senator CURTIS. How much money did he pay you?

RACHEL KIRK. I was drunk that time.

Senator CURTIS. Who got you drunk?

RACHEL KIRK. Grimes.

Senator CURTIS. Who took you over to Eagle Pass?

RACHEL KIRK. He did.

Senator CURTIS. Who else?

RACHEL KIRK. All those fellows, Grimes, Alexander, Conine, and Cal Moore and Mr. Clark.

Mr. BENTLEY. If you remember, Alexander was not there at that time; it was way after that time that Alexander was there. He was not there last summer. It was last winter. You have forgotten about that.

RACHEL KIRK. Yes, sir; Mr. Clark was there and Grimes and Conine.

Senator CURTIS. Was Mr. Chapman there?

RACHEL KIRK. I do not remember him.

Senator CURTIS. Was Al Brown there?

RACHEL KIRK. Oh, yes, sir; Brown was there.

Senator CURTIS. Was Russell Johnson there?

RACHEL KIRK. Yes, sir; he was there.

Senator CURTIS. State to the committee how they took you over there from the camp, and who went over; how many of you Indians did they take over from Eagle Pass to the camp, and who took you.

RACHEL KIRK. Those fellows took us.

Senator CURTIS. Whom did they take?

RACHEL KIRK. About five.

Senator CURTIS. Just tell all about it; how they came to get you, and when you started, when they came to the village to get the coaches to take you to the train.

RACHEL KIRK. Grimes and his crowd came over to the camp, and they told us to go to Eagle Pass.

Senator CURTIS. Did they have whisky there?

RACHEL KIRK. Yes, sir.

Senator CURTIS. And got you all drunk?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Were you drunk when you got into the coach?

RACHEL KIRK. Not much.

Senator CURTIS. You had just been drinking a little, then?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Where did they take you?

RACHEL KIRK. Grimes told me I was going to Eagle Pass and I told him I did not have any money to go over there with, and he said "You will not lose the money; I will pay for it," and we went.

Senator CURTIS. How many other Indians went at that time? Give us the names of two or three who were with you.

RACHEL KIRK. Peckkeahpeah, Pah-pah-the-peah, Mack Johnson, and I-nish-kin.

Senator CURTIS. Was Quatoqua with you?

RACHEL KIRK. Yes, sir; she was there.

Senator CURTIS. Was Ahtenytuck there?

RACHEL KIRK. Yes, sir; and Kee-sheek-ko-tha and her children.

Senator CURTIS. That is all that you recall at this time, is it?

RACHEL KIRK. I guess that is all.

Senator CURTIS. Where did they take you first in the coaches, to the depot?

RACHEL KIRK. They went to the depot at Muzquiz.

Senator CURTIS. Then where did you go?

RACHEL KIRK. Then we went to Barroteran.

Senator CURTIS. When they went up to Muzquiz did they stop at Outcalt's room?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Was Outcelt there?

RACHEL KIRK. We stopped there and ate dinner or something.

Senator CURTIS. Did you talk with Mr. Outcelt while you were there?

RACHEL KIRK. No, sir.

Senator CURTIS. Did he talk to any of the Indians while they were there?

RACHEL KIRK. No, sir.

Senator CURTIS. Was Outcelt there at his room when you stopped?

RACHEL KIRK. Who is Mr. Outcelt?

Senator CURTIS. He is that lawyer who came down from Washington, George Alcohol they call him. He came down to represent the Government.

RACHEL KIRK. Yes, sir; he was there.

Senator CURTIS. Did he talk with the Indians?

RACHEL KIRK. I did not hear him.

Senator CURTIS. State what you did about going over to Eagle Pass. Did they give you anything to drink at Muzquiz?

RACHEL KIRK. Grimes took us to a saloon.

Senator CURTIS. Did he give you anything to drink?

RACHEL KIRK. Yes, sir.

Senator CURTIS. What other white men were there besides Grimes? Was Conine there?

RACHEL KIRK. Conine always went with them.

Senator CURTIS. Was Al Brown with them?

RACHEL KIRK. Yes, sir; and Cal Moore.

Senator CURTIS. Were there any other white men?

RACHEL KIRK. No, sir.

Senator CURTIS. State about how they took you to Eagle Pass. Did they take you to the train and take you to Eagle Pass then?

RACHEL KIRK. Yes, sir.

Senator CURTIS. How were the Indians then—pretty drunk at that time?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Had the white men been drinking with them?

RACHEL KIRK. Grimes had been, but they were not drunk already. The Indians got drunk.

Senator CURTIS. What time did you arrive at Eagle Pass, in the evening or morning?

RACHEL KIRK. In the evening.

Senator CURTIS. Did you stop on the way over at any place?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Where did you stop?

RACHEL KIRK. At Barroteran.

Senator CURTIS. How long did you stay at Barroteran?

RACHEL KIRK. We stayed all night.

Senator CURTIS. Did you have anything to drink there?

RACHEL KIRK. Yes, sir; we drank some beer.

Senator CURTIS. Did you have anything to drink on the train?

RACHEL KIRK. Yes, sir.

Senator CURTIS. What was it, mescal or beer?

RACHEL KIRK. Mescal.

Senator CURTIS. At Barroteran who furnished the Indians drinks?

RACHEL KIRK. Conine and Grimes.

Senator CURTIS. Did you go over to Eagle Pass the next morning?

RACHEL KIRK. Yes, sir; we started.

Senator CURTIS. Did the Indians drink on the way over there?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Did all of them drink?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Did Grimes and Conine drink?

RACHEL KIRK. They drank a little.

Senator CURTIS. Did the Indians get drunk?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Did you get drunk?

RACHEL KIRK. Yes, sir; they made me drunk.

Senator CURTIS. When they got you at Eagle Pass, what time of the day was it—forenoon or afternoon?

RACHEL KIRK. Afternoon.

Senator CURTIS. It was about evening, was it not?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Where did you go first?

RACHEL KIRK. We went to the wagon yard and stayed there.

Senator CURTIS. How long did you stay in the wagon yard?

RACHEL KIRK. About a month.

Senator CURTIS. You stayed there about a month?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Who fed you and gave you things to drink while you were there?

RACHEL KIRK. Grimes.

Senator CURTIS. Who else?

RACHEL KIRK. Cal Moore.

Senator CURTIS. Who else?

RACHEL KIRK. Brown.

Senator CURTIS. Who else?

RACHEL KIRK. Russell Johnson.

Senator CURTIS. Did they keep you drunk all the time, about?

RACHEL KIRK. Yes, sir.

Senator CURTIS. How long after you went over there before they got you to sign a deed? How many days were you over there before they took you up to some place to have you sign a deed; did they make you sign in the wagon yard, or did they take you to the bank or to the lawyer's office?

RACHEL KIRK. They took us to that house where we stayed.

Senator CURTIS. To the wagon yard man's house?

RACHEL KIRK. Yes, sir.

Senator CURTIS. You signed papers in his house, did you?

RACHEL KIRK. Yes, sir; they made me drunk and made me sign the paper.

Senator CURTIS. Who made you drunk?

RACHEL KIRK. Grimes did.

Senator CURTIS. How much money did they give you?

RACHEL KIRK. I do not know.

Senator CURTIS. Did they give you any money at all when you signed the paper?

RACHEL KIRK. No, sir.

Senator CURTIS. When you signed that paper did you know what you were signing?

RACHEL KIRK. No, sir; I did not know anything about it.

Senator CURTIS. Did you know the price of your land?

RACHEL KIRK. No, sir.

Senator CURTIS. You did not know the price of your land?

RACHEL KIRK. No, sir.

Senator CURTIS. Did they describe the land to you or tell you how much they would give for the land?

RACHEL KIRK. No, sir; they did not say.

Senator CURTIS. Did they give you any money there at all that you know of?

RACHEL KIRK. He paid me \$500; that was all.

Senator CURTIS. Mexican or gold?

RACHEL KIRK. Gold.

Senator CURTIS. What did you do with it?

RACHEL KIRK. I spent it.

Senator CURTIS. Do you know how much your land was worth?

RACHEL KIRK. No, sir.

Senator CURTIS. You do not know whether it was worth \$500 or \$5,000, do you?

RACHEL KIRK. No, sir.

Senator CURTIS. And you did not know then?

RACHEL KIRK. No, sir, I did not; I thought it was worth \$1,000.

Senator CURTIS. Did Grimes tell you how much it was worth?

RACHEL KIRK. No, sir.

Senator CURTIS. And you were drunk when you signed that deed?

RACHEL KIRK. Yes, sir; I was drunk.

Senator CURTIS. And you were in the house down in the wagon yard?

RACHEL KIRK. Yes, sir.

Senator CURTIS. And you did not have a description of your land read to you, did you?

RACHEL KIRK. No, sir.

Senator CURTIS. And \$500 was all Grimes ever gave you?

RACHEL KIRK. Yes, sir; that is all.

Senator CURTIS. Did any other white man there give you any money?

RACHEL KIRK. No, sir; they always gave us whisky; that was all.

Senator CURTIS. Did they take you back to Muzquiz or let you go back the best way you could?

RACHEL KIRK. They did not take us; no, sir.

Senator CURTIS. Did you go back to Muzquiz right after you signed the deed, or that paper, for Mr. Grimes?

RACHEL KIRK. Yes, sir.

Senator CURTIS. You went right back?

RACHEL KIRK. Yes, sir; I went right back.

Senator CURTIS. Did you come back to Eagle Pass again with Grimes or Conine?

RACHEL KIRK. No, sir.

Senator CURTIS. How many times did you go to Eagle Pass last summer a year ago with Grimes and Conine and Russell Johnson or Cal Moore, or any of those men?



RACHEL KIRK. Two times.

Senator CURTIS. Who went the last time?

RACHEL KIRK. Those fellows.

Senator CURTIS. The same fellows?

RACHEL KIRK. Yes, sir.

Senator CURTIS. What Indians went with you the last time?

RACHEL KIRK. My mother.

Senator CURTIS. Did she make a deed the last time when she went over with you?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Did they get her drunk then?

RACHEL KIRK. No, sir; my mother does not drink much.

Senator CURTIS. How much money did they pay your mother?

RACHEL KIRK. One thousand dollars; that was all.

Senator CURTIS. Did they give her \$1,000 in cash?

RACHEL KIRK. Yes, sir.

Senator CURTIS. You mean \$600, do you?

RACHEL KIRK. I said \$1,000; they gave her \$1,000.

Senator CURTIS. Did they give her the money there in the bank?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Did they agree to give her any more?

RACHEL KIRK. I do not know anything about that. Mack Johnson interpreted for her.

Senator CURTIS. Did you hear him say they would give her any more; did they read the deed to her—a big, long paper?

RACHEL KIRK. No, sir.

Senator CURTIS. You were only over there at Eagle Pass twice?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Did you hear these white men—Al Brown, Cal Moore, and Grimes and Conine—say anything about getting the Indian boys and girls to marry after that time?

RACHEL KIRK. Yes, sir.

Senator CURTIS. You were over at the Indian camp when Tony Alexander came there in the fall or winter a year ago, or a little more than a year ago now, to sign checks and get the Indians to get money out of the bank?

RACHEL KIRK. No, sir; I do not remember that.

Senator CURTIS. You were there, but you do not remember it. Did you see any of the Indians sign checks like this [indicating a blank check] for Doctor Conine and Tony Alexander, when Mack Johnson was there as interpreter?

RACHEL KIRK. No, sir.

Senator CURTIS. Did you hear Doctor Conine and Tony Alexander say anything about buying land for the Indians in Mexico?

RACHEL KIRK. Yes, sir.

Senator CURTIS. What did they say about it?

RACHEL KIRK. They would not do it—the Indians.

Senator CURTIS. Do you mean the Indians would not sign for them?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Did the Indians ask Tony Alexander and Doctor Conine to buy lands for them?

RACHEL KIRK. No, sir.

Senator CURTIS. Now, Rachel, did they ever take you up to the saloon any more than these two times you have told us about and get you drunk?

RACHEL KIRK. Two times.

Senator CURTIS. How many times did they take you out in the brush there and give you drinks about the camp?

RACHEL KIRK. One time.

Senator CURTIS. Did they do it more than one time?

RACHEL KIRK. No, sir.

Senator CURTIS. Did they not have whisky and mescal around there all the time?

RACHEL KIRK. Yes, sir; they had mescal there all the time.

Senator CURTIS. Did they give it to you to drink every time you wanted it?

RACHEL KIRK. Yes, sir; but I did not drink it. They had it there all the time.

Senator CURTIS. You did not drink it in the brush but one time?

RACHEL KIRK. Yes, sir.

Senator CURTIS. That was the day before in the morning that they took you over to Eagle Pass?

RACHEL KIRK. Yes, sir.

Mr. BENTLEY. That time when you were in Muzquiz and went upstairs over the saloon where Outcalt had his room, who were the white men who were up there with you and Quatoqua?

RACHEL KIRK. Grimes and Brown.

Senator CURTIS. Who else?

RACHEL KIRK. Doctor Conine and—what do you call the big fellow?

Senator CURTIS. George Outcalt?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Alcohol, the Indians call him?

RACHEL KIRK. Yes, sir; I guess that was the one. I did not know him.

Senator CURTIS. You would not be sure about him?

RACHEL KIRK. No, sir.

Mr. BENTLEY. It is the man who had the lease money. You knew him—the man who wanted to pay the Indians some lease money—Clark. Do you not know that man?

RACHEL KIRK. No, sir.

Senator CURTIS. How long did you stay up there that time when you went up there—all day?

RACHEL KIRK. No, sir; not all day.

Senator CURTIS. Was it nighttime or daytime?

RACHEL KIRK. Daytime.

Senator CURTIS. Do you remember how much beer you drank up there that day?

RACHEL KIRK. I was drunk that time.

Senator CURTIS. You do not remember then, how much you drank?

RACHEL KIRK. No, sir.

Senator CURTIS. Did you ever sign any deeds to your father's land up there in Oklahoma?

RACHEL KIRK. No, sir; I never did.

Senator CURTIS. If you had you would have written your own name, would you not? If somebody wanted you to sign a paper would you write your name yourself?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Just write your name—your English name and your Indian name—on this piece of paper.

The witness wrote as follows:

*Rachel Kirk.*

*Ke o si ah qua.*

Senator CURTIS. Your father's name is Cook-ke-thah?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Do you remember your father's allotment in Oklahoma?

RACHEL KIRK. Yes, sir.

Senator CURTIS. What kind of land was that allotment? Was it good land or bad land?

RACHEL KIRK. It is good land.

Senator CURTIS. It is down in the North Fork bottom, is it not?

RACHEL KIRK. Yes, sir.

Senator CURTIS. How did it happen that you and your mother did not sell it?

RACHEL KIRK. We were not there.

Senator CURTIS. Do you know whether Homer ever signed a deed to your father's land?

RACHEL KIRK. No, sir.

Senator CURTIS. Or when your mother signed?

RACHEL KIRK. Yes, sir; my mother signed and my brother.

Senator CURTIS. But you are sure that you never signed?

RACHEL KIRK. I never signed.

Mr. EMBRY. You say you know Outcalt, the lawyer, who came down there to Muzquiz?

Senator CURTIS. She stated she was not sure about him.

Mr. EMBRY. You are not sure whether you knew him or not?

RACHEL KIRK. No, sir; I do not know him.

Mr. EMBRY. You stated here something about being upstairs in the room at one time?

RACHEL KIRK. Yes, sir.

Mr. EMBRY. Was it once or twice you were up there?

RACHEL KIRK. I was there twice.

Mr. EMBRY. Up in the room?

RACHEL KIRK. Yes, sir.

Mr. EMBRY. Did you see Outcalt when you were up in that room?

Senator CURTIS. The fellow they call George Alcohol.

RACHEL KIRK. Yes, sir.

Senator CURTIS. Where was he?

RACHEL KIRK. Upstairs.

Senator CURTIS. What was he doing?

RACHEL KIRK. I do not know.

Senator CURTIS. Did he have a room up there?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Did he pay the Indians rent money up there?

RACHEL KIRK. I do not remember that.

Senator CURTIS. Who was with him when you saw him up there?

RACHEL KIRK. Joe Clark.

Senator CURTIS. Who else?

RACHEL KIRK. There were two of them there.

Senator CURTIS. Outcalt and Joe Clark were together?

RACHEL KIRK. Yes, sir.

Senator CURTIS. What did they seem to be doing when they were up there?

RACHEL KIRK. They were writing like this man [indicating the stenographer].

Senator CURTIS. When you saw Outcalt and Joe Clark up in their room they were writing like this man here?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Did you see them doing anything else?

RACHEL KIRK. No, sir; we were there in the other room.

Senator CURTIS. You were not in the room where they were?

RACHEL KIRK. No, sir.

Senator CURTIS. And they were not in the room where you were?

RACHEL KIRK. No, sir.

Senator CURTIS. You just saw them in their room writing like this man is here?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Did you see them in their room writing as this man is both times, when you were up there?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Were you drunk both times you were up in the other room?

RACHEL KIRK. Yes, sir; I was drunk; we were drunk.

Senator CURTIS. Were Outcalt and Joe Clark together in their room writing both times when you saw them?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Did you go in their room at either time?

RACHEL KIRK. No, sir; we did not go in.

Senator CURTIS. Did they come in your room the other time?

RACHEL KIRK. Yes, sir; Clark did.

Senator CURTIS. How many times did they come in your room?

RACHEL KIRK. About twice.

Senator CURTIS. What other men were in your room at the time they came into your room?

RACHEL KIRK. Grimes.

Senator CURTIS. Which Grimes?

RACHEL KIRK. Mr. Grimes.

Senator CURTIS. Old man Grimes?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Anyone else?

RACHEL KIRK. No, sir.

Senator CURTIS. You say Grimes started to take you and a number of other Indians over to Eagle Pass?

RACHEL KIRK. Yes, sir.

Senator CURTIS. They took you over there and got you something to eat, did they not?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Where did they take you?

RACHEL KIRK. When we were at Eagle Pass?

Senator CURTIS. No; at Muzquiz.

RACHEL KIRK. At the camp.

Senator CURTIS. Well, did they not take you up to Muzquiz before they took you to Eagle Pass?

RACHEL KIRK. No, sir.

Senator CURTIS. Did you not say a while ago that you got in the coaches and went up to Muzquiz first?

RACHEL KIRK. Yes, sir; we went to Muzquiz.

Senator CURTIS. You went there first. Where did they take you when they got you to Muzquiz?

RACHEL KIRK. Where?

Senator CURTIS. Did you get anything to eat while you were at Muzquiz?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Where did you get it?

RACHEL KIRK. Grimes bought it.

Senator CURTIS. At what place?

RACHEL KIRK. I do not know. At the store.

Senator CURTIS. In the store?

RACHEL KIRK. Yes, sir.

Senator CURTIS. What store was it?

RACHEL KIRK. I do not know what store it was.

Senator CURTIS. Did he take you to the hotel; did you go to a hotel?

RACHEL KIRK. Yes, sir.

Senator CURTIS. Did you go to a saloon?

RACHEL KIRK. Yes, sir.

Senator CURTIS. What saloon was it?

RACHEL KIRK. I do not know.

Senator CURTIS. What white man did you see there?

RACHEL KIRK. Grimes took us to the saloon.

Senator CURTIS. Was there any other white man along besides Grimes when he took you to the saloon?

RACHEL KIRK. No, sir; only Conine.

Senator CURTIS. Were there any others?

RACHEL KIRK. No, sir.

Senator CURTIS. How long did you stay at the saloon?

RACHEL KIRK. We stayed there about an hour.

Senator CURTIS. Did you see any other white men in there while you were there besides Grimes and Conine?

RACHEL KIRK. No, sir.

Senator CURTIS. Then where did they take you?

RACHEL KIRK. To the camp.

Senator CURTIS. They took you back to the camp?

RACHEL KIRK. Yes, sir.

Senator CURTIS. How old are you, Rachel?

RACHEL KIRK. Twenty-two.

Senator CURTIS. Where did you attend school?

RACHEL KIRK. In Shawnee.

Senator CURTIS. Did you go to school in Shawnee?

RACHEL KIRK. Yes, sir.

Senator CURTIS. How long did you go to school in Shawnee?

RACHEL KIRK. Five years.

Senator CURTIS. When did you leave Oklahoma to come down here?

RACHEL KIRK. Five years ago.

Senator CURTIS. How long had you been out of school when you came down here?

RACHEL KIRK. About six years.

Senator CURTIS. Did you receive any money down at the Border National Bank from the sale of your brother, Homer Anderson's, land, or your father's land?

RACHEL KIRK. No, sir.

Senator CURTIS. Did you not receive some money a short time ago, a year ago—about \$1,000 or \$2,000 in money from the sale of some land up there received from the Government through Mr. Thackery?

RACHEL KIRK. No, sir.

Mr. BENTLEY. Homer Anderson sold the land himself. It was an equity in his father's land.

The witness was thereupon excused.

WAH-WE-AH, having been first duly sworn, and his interpreter, Wahtheckcona, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

WAH-WE-AH. Wah-we-ah.

Senator CURTIS. Are you a Kicking Kickapoo Indian?

WAH-WE-AH. Yes, sir.

Senator CURTIS. How old are you?

WAH-WE-AH. Twenty-one, now.

Senator CURTIS. How long have you been in Mexico?

WAH-WE-AH. Five years.

Senator CURTIS. How did you happen to go down to Mexico?

WAH-WE-AH. Mr. Bentley got me to go.

Senator CURTIS. Did Mr. Bentley ask you to go to Mexico?

WAH-WE-AH. The other fellows made me go to Mexico.

Senator CURTIS. Who were they; your mother?

WAH-WE-AH. No; a man named Wahpahchequa.

Senator CURTIS. Who else?

WAH-WE-AH. Just that one.

Senator CURTIS. You were only a boy when you went to Mexico?

WAH-WE-AH. Yes, sir.

Senator CURTIS. Is that man, Wahpahchequa, your uncle?

WAH-WE-AH. Yes, sir.

Senator CURTIS. Do you own any land in Oklahoma?

WAH-WE-AH. Yes, sir.

Senator CURTIS. How many acres?

WAH-WE-AH. Eighty acres.

Senator CURTIS. Did you ever live on it?

WAH-WE-AH. No, sir; I lease it.

Senator CURTIS. How much lease money do you get for it?

WAH-WE-AH. I do not know.

Senator CURTIS. Who gets the rent?

WAH-WE-AH. I do not know his name.

Senator CURTIS. Does the agent up there get it, Mr. Thackery, or some guardian?

WAH-WE-AH. I do not know anything about that.

Senator CURTIS. You do not know who gets your money up there, do you?

WAH-WE-AH. No, sir; I do not.

Senator CURTIS. Did you ever turn your land over to Mr. Bentley?

WAH-WE-AH. Yes, sir.

Senator CURTIS. Did Mr. Bentley pay you any money for it?

WAH-WE-AH. He gave me \$100.

Senator CURTIS. Has he ever given you any more?

WAH-WE-AH. No, sir.

Senator CURTIS. Are you married?

WAH-WE-AH. Yes, sir.

Senator CURTIS. Have you got a family?

WAH-WE-AH. Yes, sir.

Senator CURTIS. Have you a wife and children?

WAH-WE-AH. Yes, sir.

Senator CURTIS. Has Mr. Bentley agreed to give you any more money for your land?

WAH-WE-AH. I do not know.

Senator CURTIS. What is Mr. Bentley to do with your land?

WAH-WE-AH. To do what the Indians do, to live in Mexico, to help buy a reservation in Mexico.

The witness was thereupon excused.

MARTIN J. BENTLEY—Recalled.

Mr. BENTLEY. I desire to state to the committee, in relation to this last witness, that I took his deed while he was still a minor, for fear that the Grimes crowd would take his deed and complicate the title to his land when he became of age, and because he needed funds and had to be supported. He belonged to the Kicking Kickapoos.

Mr. EMBRY. What is his age now?

Mr. BENTLEY. He is 21 years of age now.

Mr. EMBRY. When did you take the other deed?

Mr. BENTLEY. The first deed was taken more than a year ago; a year ago last July. At that time he was not of age.

Mr. EMBRY. Have you taken a deed since then?

Mr. BENTLEY. No, sir.

Mr. EMBRY. Did the Grimes crowd take a deed from him?

Mr. BENTLEY. No, sir; they let him alone, because I had taken his deed.

Senator CURTIS. He has never repudiated that deed, has he?

Mr. BENTLEY. No, sir. Now that the allottee has become of age, if he confirms the contract made while he was a minor I shall proceed to dispose of his land, as I have agreed with all the other adults, which is to convert it into money and buy lands and equip it and enable them to live upon the location in Mexico.

The CHAIRMAN. That is, if he agrees to it after he is of age?

Mr. BENTLEY. Yes, sir; if he confirmed it. He is of age now.

Senator CURTIS. And you do not claim any interest in his land further than that?

Mr. BENTLEY. That is all the interest I claim. I hold it in trust. There is no other claim to it.

Mr. EMBRY. You do not hold this title at all, do you?

Mr. BENTLEY. No, sir.

Mr. EMBRY. To whom is this deed made?

Mr. BENTLEY. The deed was made to Mr. Ives, the selected trustee for all the Kickapoos.

The CHAIRMAN. Mr. Bentley, the land standing in Ives's name you consider as standing there for the purpose you have named?

Mr. BENTLEY. Ives is now a very solvent person, a man of standing and reputation, who was induced to assume this trust, and he has executed in duplicate contracts to these Indians, one held by the Border National Bank and one held by me. Under the terms of this agreement he binds himself, his heirs, and executors to convert this land into money and to use it for the purposes specified in these articles of trust, which is that he will use it to acquire homes for them in Mexico; that he is to be paid a just and reasonable compensation for his time and trouble. That is the only interest, so far as I know, that Ives has in this land.

The CHAIRMAN. Do these Indians look to you to carry out this trust?

Mr. BENTLEY. Yes, sir; and I have bound the other man, so he or his heirs is to carry it out. They know I have a man helping me, but they do not look into the details like a white man would.

The CHAIRMAN. They look to you?

Mr. BENTLEY. They look to me absolutely, and I protect them against anybody else.

The witness was thereupon excused.

JOHN GOSTIN, having been first duly sworn, testified as follows:

Senator CURTIS. State your name to the committee.

Mr. GOSTIN. John W. Gostin.

Senator CURTIS. Where do you live?

Mr. GOSTIN. My home is in Shawnee, Okla.; that is my post-office.

Senator CURTIS. Who are you working for at this time?

Mr. GOSTIN. I am working for these Kickapoos and Mr. Bentley.

Senator CURTIS. Where?

Mr. GOSTIN. In Mexico.

Senator CURTIS. How long have you been with them?

Mr. GOSTIN. I have been with them off and on for three years, since 1905.

Senator CURTIS. Were you with them last summer?

Mr. GOSTIN. Yes, sir; when they camped out at Muzquiz.

Senator CURTIS. What time in the spring did you go out there?

Mr. GOSTIN. I did not go out there until July.

Senator CURTIS. What time in July?

Mr. GOSTIN. I think it was the 1st of July, 1906, I arrived at Las Esperanzas.

Senator CURTIS. What time did you leave the camp?

Mr. GOSTIN. I went from Las Esperanzas back to Eagle Pass, but it was some eight or ten days before I went to Muzquiz.

Senator CURTIS. So that it was about the middle of July before you went to Muzquiz?

Mr. GOSTIN. Yes, sir.

Senator CURTIS. From the middle of July, 1906, I will ask you if you have been with those Indians and working for them and Mr. Bentley?

Mr. GOSTIN. Yes, sir.

Senator CURTIS. Do you know the white men who have been mentioned in the testimony of the various Indians—the two Grimes, Doctor Conine, Al Brown, and Cal Moore?



Mr. GOSTIN. Yes, sir.

Senator CURTIS. And Mr. Chapman and Russell Johnson?

Mr. GOSTIN. Yes, sir.

Senator CURTIS. Were there any other white men among the crowd?

Mr. GOSTIN. That is all I remember.

Senator CURTIS. Do you know Mack Johnson, the Indian interpreter?

Mr. GOSTIN. Yes, sir.

Senator CURTIS. Do you know the Murdocks who were interpreters?

Mr. GOSTIN. Yes, sir; I know Willie and Henry Murdock.

Senator CURTIS. And George Kishketon?

Mr. GOSTIN. Yes, sir.

Senator CURTIS. Commencing at the very first, tell this committee what you know about what those white men whom I have mentioned, the Grimes, Conine, Chapman, Al Brown, Cal Moore, Russell Johnson, and the others, did to those Indians; how they acted about the camp and all about it.

Mr. GOSTIN. They would not allow me at the camp at all. Muzquiz was as far as I could get. The parties out at Muzquiz would never allow me at the camp at all. These white men would go out there and get these Indians out by train to Eagle Pass, as I understand, and take deeds from them, and they would stop them at Barroteran at a hotel there—a Mexican hotel. When they would get off the train the Indians would be drunk, and I would see them drinking around there several times—around the hotel. They would not allow me in there. If I went in there, there was somebody following me all the time. I went in one night, and Ahkiskuck and his son were in there. I went in there to see who was there, and when I walked in this Mr. Grimes said, "Damn them, they think they are down here for something to-night, but they will lack a hell of a lot of getting it." I walked around in the dining room, and the old Mexican judge followed around and I had to walk out.

Senator CURTIS. Who was the Mexican judge?

Mr. GOSTIN. Llano. I went on over to Las Esperanzas and stayed all night and came back the next morning to Barroteran, and got on the train and went out on the train where they had taken Ahkiskuck and his wife, and when they got to Eagle Pass they left Mr. Grimes to go to Mr. Bentley.

Senator CURTIS. Who did?

Mr. GOSTIN. Ahkiskuck and his wife. I was on the train when Okemah and his party were stopped at Sabinas.

Senator CURTIS. Tell about that.

Mr. GOSTIN. Me and a young man by the name of Erney came over on the train to meet them there as they came from Muzquiz, and when we got to Sabinas we got off the train to help them on the train, and Mr. Brown and Mr. Conine stepped in the passageway and one of them Mexican marshals—the old fellow, I can not think of his name—would not let them get on. We were trying to get them on the train and Brown said, "Damn them, take them, too, if they don't stop."

Senator CURTIS. What Brown said that?

Mr. GOSTIN. Al Brown.

Senator CURTIS. Who else was there; what other white men?

Mr. GOSTIN. Conine. They were all white men that I saw in the car.

Senator CURTIS. Was Outcalt there on the outside?

Mr. GOSTIN. I did not see him. I got back on the train there and went out to Eagle Pass. I went through the car then. They had Wahthaeckcona and some other Indians in there, I do not remember who, and they wired ahead to Cal Moore at Fuente (Little River) to take these Indians off. The conductor came through the train and showed me a telegram and asked me if my name was Cal Moore, and I said "No." They said "Take these Indians off at Fuente and put them in coaches and take them to Eagle Pass to Jaggi's."

Senator CURTIS. You read that yourself?

Mr. GOSTIN. Yes, sir.

Senator CURTIS. Did they take these Indians off?

Mr. GOSTIN. Yes, sir; they took most of them off in the coaches.

Senator CURTIS. Who took them off?

Mr. GOSTIN. Mr. Cal Moore. I went up to Eagle Pass and met Mr. Bentley, and met them on the bridge where they crossed at Eagle Pass. I went on the train. It was 3 miles down to Fuente, and we met them there at the bridge and they took them on up to the wagon yard where they stopped. From there I went back to Muzquiz. The next thing was that they had Pakotah and Wahpahchequa, Jim Deer, Okemah, and Noten in jail. They had had Wahpahchequa in there for several days. They brought those four in one morning and kept them until the next evening, while they were taking those deeds. They would not let me into Guajardo's. I saw them take Pakotah out of jail and take him down there the second day and bring him back, and along in the evening they turned him out.

Senator CURTIS. You said while they were taking deeds. How do you know they were taking deeds?

Mr. GOSTIN. That is what they said they were doing.

Senator CURTIS. Who said so?

Mr. GOSTIN. I do not know.

Senator CURTIS. The white men or the Mexicans?

Mr. GOSTIN. The white men.

Senator CURTIS. They said they were taking deeds from the Indians?

Mr. GOSTIN. No, sir; they did not say that.

Senator CURTIS. Well, how did you know they were taking deeds?

Mr. GOSTIN. I have got mixed. I did not know they were taking deeds. They had them down there for some purpose. They said they wanted them to sign papers, and the Indians told me they would not do it.

Senator CURTIS. Were you at Guajardo's house?

Mr. GOSTIN. No, sir.

Senator CURTIS. You did not go into Guajardo's house at all?

Mr. GOSTIN. No, sir; they would not let me in down there. They told me to stay away.

Senator CURTIS. Who told you to stay away?

Mr. GOSTIN. The Mexican policemen.

Senator CURTIS. Whom did you see going into Guajardo's house?

Mr. GOSTIN. I did not see anybody. I saw these men riding around in the coaches. I did not get off the plaza. I do not know whether they went to Guajardo's house, or where.

Senator CURTIS. You did see those other Indians in jail, did you?

Mr. GOSTIN. Yes, sir.

Senator CURTIS. Where was Mr. Bentley at that time?

Mr. GOSTIN. At Eagle Pass.

Senator CURTIS. Had he gotten out of jail?

Mr. GOSTIN. Yes, sir.

Senator CURTIS. How many days had he been out of jail?

Mr. GOSTIN. I do not remember. He had been out probably ten days. I know he had been out several days.

Senator CURTIS. What else occurred?

Mr. GOSTIN. That is about all I know about it. They turned those fellows out of jail that evening and they went home. That is all.

Senator CURTIS. How long before was it that you went out to the camp after that?

Mr. GOSTIN. I do not believe it was that night or the next night. I am not certain whether it was the night before they had those people at Guajardo's house or the night after, but any way the policemen came out and ordered me back to Muzquiz.

Senator CURTIS. Did you go?

Mr. GOSTIN. Yes, sir.

Senator CURTIS. When did you go back to the camp again?

Mr. GOSTIN. I did not go back. I went to Eagle Pass and came back to Sabinas and got those teams that were left there and took them back. That was my first trip out to the camp after that.

Senator CURTIS. What day of the month was that?

Mr. GOSTIN. That was the latter part of July.

Senator CURTIS. Did you stay at the camp from that time on?

Mr. GOSTIN. Yes, sir; I was privileged to go to the camp whenever I got ready after that.

Senator CURTIS. Did you stay at the camp a good deal after that?

Mr. GOSTIN. Yes, sir; some nine days, I believe.

Senator CURTIS. Were you at the camp when Joe Whipple came out with Doctor Conine and Clark along in August?

Mr. GOSTIN. I do not remember.

Senator CURTIS. Did you see the Indians going to Guajardo's house in August?

Mr. GOSTIN. I do not know whether it was in July or August. I was at Muzquiz the latter part of July to the first of August, but I do not remember exactly.

Senator CURTIS. Then along the last of August you were not there?

Mr. GOSTIN. No, sir.

Senator CURTIS. Where were you then?

Mr. GOSTIN. The last of August I went up home to Shawnee.

Senator CURTIS. When did you go back to those Indians?

Mr. GOSTIN. I left Shawnee the 23d of March.

Senator CURTIS. Last March?

Mr. GOSTIN. Yes, sir.

Senator CURTIS. Where did you go?

Mr. GOSTIN. I went from Shawnee to Muzquiz.

Senator CURTIS. What did you do after you arrived at Muzquiz?

Mr. GOSTIN. I went out there to help those Indians start a crop, and when I got out there they said they were afraid to go to work. The Mexicans told them they did not have any land there and not to

come out there to work. I told them it was their land and we must start to make a corn crop and that we had to work, and the Mexican judge said it was not their land. Mack Johnson said it was not theirs; that it was Mr. Bentley's, and if they worked it they would have to pay rent on it. I told them that was all a mistake. I took them out and went to work cleaning up this land and getting it ready to make a crop. When the time came for water, they shut the water off and would not let us have it.

Senator CURTIS. Who shut the water off?

Mr. GOSTIN. A Mexican judge at San Francisco; I can not think of his name. We went ahead and cleaned out the ditch and turned the water on and things got so bad that we decided to move, and we began to get ready to move across to this country.

Senator CURTIS. When did you leave there to come across?

Mr. GOSTIN. The 1st day of May, I think, 1907.

Senator CURTIS. Before you left there was there anyone around making any threats against yourself or the Indians?

Mr. GOSTIN. Yes, sir; they threatened to arrest me.

Senator CURTIS. Who threatened to arrest you?

Mr. GOSTIN. Mack Johnson was out threatening to have me arrested. He said I would be arrested. Mack Johnson came to the camp and said I would be arrested if I stayed there. I told him I was not afraid of it, and I finally went up and asked the old judge.

Senator CURTIS. What did Alexander say to you, if anything?

Mr. GOSTIN. He asked me if we were going to Chihuahua. I told him yes; we were getting ready to go. He said, "I don't think you will go." I said, "Why?" He said, "I am here to see that you don't go." I said, "If we live and nothing happens we will go." He wanted to bet me \$10 that we would not go, and I told him I did not have any money to bet, and that we were going just as soon as we got ready. He said he was there to protect those Indians; that he was going to stop the stealing of Bentley and Grimes both; that he had plenty of money and friends, and he was going to stop the steal. I told him it would be a good thing if somebody would stop it. He said he was not afraid of anybody at all, and I said I was not afraid, and I just walked off and left him. He came out to the camp and told the Indians if they did not sign a paper to stay there the Mexican soldiers would come out there and drive them back to the United States.

Senator CURTIS. Alexander said that?

Mr. GOSTIN. Yes, sir; and this judge at San Francisco.

Senator CURTIS. Alexander wanted them to stay, did he?

Mr. GOSTIN. Yes, sir; they came out with a paper for them to sign to stay there. We left Muzquiz the 1st of May. Mr. Grimes, Mr. Alexander, George Kishketon, and Mack Johnson were all out there that morning, and they never bothered us. They got in a wagon and went to Muzquiz. We got out some 5 or 6 miles that day.

Senator CURTIS. Why did they not bother you, if you know? Was there any American officer present?

Mr. GOSTIN. The American consul, Mr. Bonnet, was there, or the vice-consul.

Senator CURTIS. Why did he come there, if you know?

Mr. GOSTIN. He came there to protect us in getting away; to keep those policemen from detaining us. They threatened to detain us

and said we could not leave. Mr. Bonnet went out with me, and we began to get ready, and everything was ready at 12 o'clock and we started. We came about 6 or 8 miles out and stopped there until all the Indians were ready to go forward, and then we started on up this way for Chihuahua.

Senator CURTIS. That was along early in May?

Mr. GOSTIN. Yes, sir; the first part of May. We came to Rosetta, and we had to pay 10 cents a head there for water for 140 head of horses and some few mules and burros. Then we came to Lavavia, and then we paid 20 cents a head for those horses for water, and from then on we had no water to pay for, but we ran into a country where there was no grass and our horses were poor. We lost heavy, and we came to the big queda—that is, a mountain. There we were some six or eight days crossing. It was nearly straight up and down and an awful rocky and rough road. We spent six or eight days there, and from this queda to the pino was 75 miles that we traveled without water. It took us two days to make it.

Senator CURTIS. Did you have water for the women and children?

Mr. GOSTIN. Yes, sir; we filled Wah-pah-ho-ko's tanks. They ran out at 2 or 3 o'clock in the afternoon and some went ahead and brought water back to the children.

Senator CURTIS. Did the horses and mules go without water for two days?

Mr. GOSTIN. Yes, sir.

Senator CURTIS. Did any of them die?

Mr. GOSTIN. Yes, sir. I went into the water troughs and tried to keep those horses back from drinking too much, and they crowded on me so I couldn't keep them all back, and they got water foundered, and the mares went off in the brush and slunk their colts, and I never saw some of them any more, and some were so badly damaged that they died on the road, and some were no account, and we swapped them for burros in that country. Burros were worth from \$5 to \$10 each in that country. We had no grass at all. Our horses were poor, and we ran out of everything to eat. Sometimes we had quail to eat, and deer meat, and sometimes a little corn. Okema, I know, did not have anything—no meat or bread. Lots of the times we did not have anything. After we got to Coyama we had good grass and plenty of water.

Senator CURTIS. Did you meet any parties on the way who had gone around through Texas to join you there?

Mr. GOSTIN. No, sir; we did not meet any; but the report had got out that they were at Coyama.

Senator CURTIS. You did not meet any Indians?

Mr. GOSTIN. No, sir. I went to Coyama to see if they were there. They put out the report that they were there.

Senator CURTIS. Those are the Indians who crossed from Presidio, on the American side?

Mr. GOSTIN. Yes, sir. I went to Otanaga, and there I met Pakotah, Ahkiskuck, and Wahnahkethehah, and the Sac and Fox Lee, and their families, and took them across the river to Nogal, and met the other party at Lamulla. From Lamulla I went to Lachilla and Paolama. There we watered our horses for several days and crossed the river, and one horse drowned.

The CHAIRMAN. You had too much water there?

Mr. GOSTIN. Yes, sir; I left the Indians there and came on into Chihuahua and stayed a few days and went back and met them at Coyama. They were out of everything to eat and I had some money that I gave them. Mr. Bentley gave me some money to take to them, and I gave them that money, and then we came on to Hormeagus and to Aldama—from Aldama to Chihuahua City. There we stayed several days, and those Indians had a big war dance in the bull pen, where the gate receipts were \$500. From there we went to Tarrazas on the Mexican Central. There we met Mr. Bentley, and I left the party and came ahead to Casa Grande.

Senator CURTIS. Where did Mr. Bentley go?

Mr. GOSTIN. He came on up to El Paso and down to Casa Grande, and met me at Casa Grande five or six days later. Then we came around into Sonora and looked that country over and came out at Daniels, and I went back up the Bavispe River to St. Miguel and Bavispe and Basarrec; from Basarrec to Dos Cabasses; from Dos Cabasses back to Cassa Grande, and that is where we met the Indians again. Mr. Bentley also met me there again and we got provisions and started out for Sonora; from Cassa Grande to Ramos, to Cuevo; from Cuevo to Pennellis; from Pennellis to Las Veris; 3 miles this side of Las Veris we crossed the continental divide. Then we came down the mountain into the Pulpit Canyon and back through the Squeeze, and had to take our horses loose and take the wagons down by hand and tie ropes to them to keep them from turning over. We were one day passing through that squeeze from the Pulpit Canyon to Colonia Ojaca on the Colonia River.

Senator CURTIS. What did you notice about the country—whether it was a good fruit or vegetable country?

Mr. GOSTIN. Yes, sir; it was a fine fruit country. I saw apple trees there 5 years old that had apples on them—Ben Davis, Arkansas Black, and several other kinds of fruit.

Senator CURTIS. What about cotton?

Mr. GOSTIN. I did not see any cotton, but plenty of corn and sorghum cane. They were making molasses out of sorghum. I saw hanging in one bunch four or five pears as big as my fist. The land was black and sandy loam from Ojaca to Alumas. That was through an awful rough road, straight up and down. It would have taken from four to six hours to get a light wagon over it. From Alumas to Colonia Morales and from Colonia Morales up to the Brown property where we camped—I do not remember the name, but I judge we lost on the trip about one-third of our horses. That was about all.

Senator CURTIS. What kind of country have you picked out for these Indians here?

Mr. GOSTIN. We have got nice country back here in several places; there are several different places. The grass is a fine black grama; there is plenty of water; there is enough for farming land. You can get from 100 to 200 acres in a body.

Senator CURTIS. How does the grass grow?

Mr. GOSTIN. This grama grass grows about knee-high on the Josia property.

Senator CURTIS. Is that the ranch you have been trying to buy, you and Mr. Bentley?

Mr. GOSTIN. Yes, sir; the one we have been looking at.

Senator CURTIS. What kind of grass is it, bunch grass?

Mr. GOSTIN. No, sir; it is black grama.

Senator CURTIS. How does that land support any cattle; are there any on it now?

Mr. GOSTIN. Yes, sir; there are a few on it.

Senator CURTIS. How are the people in that neighborhood treating the Indians up to date, or how have they been?

Mr. GOSTIN. Very nicely.

Senator CURTIS. Have you had any trouble?

Mr. GOSTIN. No, sir.

Senator CURTIS. Have they been kind about inviting them to their ranches?

Mr. GOSTIN. Yes, sir. Coach Virgie told us if we went by his place to make use of his pasture and make our camp there. He had a pasture there that we could use and we could put our horses in, so that we would not be bothered about getting them the next morning. He was very nice.

Senator CURTIS. Did one of them offer to send you out meat for your Indians where you are now camping?

Mr. GOSTIN. They offered to bring meat out there for us if we would buy some.

Senator CURTIS. What do the Indians live on there now? Is there a plenty of game there now?

Mr. GOSTIN. Yes, sir.

Senator CURTIS. What kind of game?

Mr. GOSTIN. Deer, havelines or wild hogs, and turkeys.

Senator CURTIS. Is there any quail?

Mr. GOSTIN. Yes, sir; lots of quail.

Senator CURTIS. Rabbits?

Mr. GOSTIN. Yes, sir.

Senator CURTIS. Jacks and cottontails?

Mr. GOSTIN. Yes, sir; we don't count that quail and rabbits game.

Senator CURTIS. Are there a large number of deer there?

Mr. GOSTIN. Yes, sir; they are pretty plenty.

Senator CURTIS. And plenty of wild turkeys?

Mr. GOSTIN. Only a few turkeys.

Senator CURTIS. Plenty of coon?

Mr. GOSTIN. Lots of coon—that is, there are plenty of tracks, and I saw a good many pets around the country. The Indians have a good many coon hides. They have been trapping coons.

The CHAIRMAN. Are there any opossums?

Mr. GOSTIN. I did not see any.

The CHAIRMAN. You say they had a dance? Where did they have that dance, in the bull pen?

Mr. GOSTIN. Yes, sir; in Chihuahua city.

The CHAIRMAN. Was that an exhibition that the Indians gave?

Mr. GOSTIN. Yes, sir.

The CHAIRMAN. How did they get the \$500?

Mr. GOSTIN. The Mexican authorities there turned them over this bull ring, and they had circulars printed stating the time their dance would commence—at 4 o'clock, I believe it was—and they sold tickets. Jim Deer and Wah-pe-sole's wife and the Mexicans sold tickets, and they sold them from 40 cents up to a dollar. This dance was to last until 7 o'clock, and there came up a rain about half-past five and stopped it, or they would have made a good deal more money.

The CHAIRMAN. You say they took in \$500 at that dance. Was that Mexican money?

Mr. GOSTIN. Yes, sir.

The CHAIRMAN. Did they not charge the Indians for the use of the pen?

Mr. GOSTIN. No, sir; they gave them the use of it; invited them to use it.

Senator CURTIS. Did they get \$500 net?

Mr. GOSTIN. No, sir; I think it was \$500 in all. I did not have anything to do with the dance myself.

The CHAIRMAN. You did not take part in it?

Mr. GOSTIN. No, sir.

Senator CURTIS. They used that money, I suppose, to support themselves?

Mr. GOSTIN. Yes, sir; they bought grub and provisions with that money.

Senator CURTIS. How did they dispose of the money?

Mr. GOSTIN. They divided it equally among themselves from the dance, and they went and bought grub with it, or whatever they needed.

Senator CURTIS. They all participated in that money? I do not mean they were all in the dance. Did they all participate in the money or get the benefit of it?

Mr. GOSTIN. I think it was only the ones who participated. They all participated; but I am not sure about that.

Senator CURTIS. Did you come across General Tarraza's plantation or property?

Mr. GOSTIN. Yes, sir.

Senator CURTIS. How did he treat you?

Mr. GOSTIN. In the nicest kind of way.

Senator CURTIS. Did he give you permission to go through his pasture, etc.?

Mr. GOSTIN. Yes, sir; that is, until we got to Casa Grande and there we made some purchases. He wanted us to go by his land, but did not want us to hunt in it.

Senator CURTIS. But he did not charge you anything for going through it?

Mr. GOSTIN. No, sir; all he said at Casa Grande was that he did not want us to kill any of his deer.

Senator CURTIS. You have already picked out some small pieces of land that you had bargained for or that Mr. Bentley had, for the Indians?

Mr. GOSTIN. Yes, sir.

Senator CURTIS. Describe what they are.

Mr. GOSTIN. Well, it is valley land right on the Bavispe River a little below Basarrec. It is a fine, arable country. There must be 100 acres in this small piece. That is, it is all one body in three pieces and has division fences and is black, sandy land. I was there in September and saw them growing potatoes, pumpkins, and corn that grew there without any water; potatoes larger than my fist.

Senator CURTIS. You mean without irrigation?

Mr. GOSTIN. Yes, sir.

Senator CURTIS. Could they irrigate the land if they wanted to?



Mr. GOSTIN. Yes, sir; there is a ditch out on the land already.

Senator CURTIS. How big is the river at that point?

Mr. GOSTIN. I judge it is 75 yards wide, and the water stands all the way from thigh deep as deep as your shoulders; that is, along the shoals there.

Senator CURTIS. That is a mountain stream?

Mr. GOSTIN. Yes, sir.

Senator CURTIS. Is it good water?

Mr. GOSTIN. Yes, sir; it strikes a horse at his belly or along his sides.

Senator CURTIS. Is it clear water?

Mr. GOSTIN. Yes, sir, and there are lots of fish in it.

Senator CURTIS. Did you examine some other land that you thought of buying adjoining this?

Mr. GOSTIN. Yes, sir.

Senator CURTIS. What is the character of that land?

Mr. GOSTIN. It is valley land, too, what you might call first bottom and second bottom, and it has hilly land with it. The first bottom is black, sandy land. There must be 100 acres in the first bottom that is in cultivation already, with a ditch out on it; but the second bottom has no ditch.

Senator CURTIS. Can water be put on it?

Mr. GOSTIN. Yes, sir; very easily.

Senator CURTIS. How big is that piece of land that you say can be easily watered; how much is there of that?

Mr. GOSTIN. There are about 4,000 acres in the tract, and I judge that 1,000 acres can be put under water.

Senator CURTIS. Is it cultivatable?

Mr. GOSTIN. Yes, sir.

Senator CURTIS. What about the other land, that is not cultivatable, as to grass?

Mr. GOSTIN. It is fairly good grass land.

Senator CURTIS. What kind of grass grows there?

Mr. GOSTIN. Black grama and other different kinds of grass.

Senator CURTIS. Are you familiar with the different kinds of grasses in this western country?

Mr. GOSTIN. Not all of them. There is the chena and black grama.

Senator CURTIS. The black grama is considered good grass, is it not?

Mr. GOSTIN. Yes, sir; and the chena, too, is good grass. It grows up around like that. Then there is some of this swamp grass on it, blue stem; some of the grass is a kind of blue stem.

Senator CURTIS. Is there any timber in that locality?

Mr. GOSTIN. Yes, sir; quite a little timber on the river—cottonwood, sycamore, and a few ash—pine on the mountains.

Senator CURTIS. Is that a country that you could raise fruit in?

Mr. GOSTIN. Yes, sir; I saw orange trees; one orange was growing in Basarrac.

Senator CURTIS. Did you see any peach trees there?

Mr. GOSTIN. Yes, sir; there were peach trees on this land where I was, that I was just telling you about—that is, old ones. The Mexicans did not try to take care of anything, and the stock got in and ate them up. They had been there for several years.

Mr. EMBRY. I believe you said you did not see Mr. Outcalt at Sabinas?

Mr. GOSTIN. No, sir.

Mr. EMBRY. If he had been there at the time on the arrival of your train at the time Okemah was kept off, you would have seen him, would you?

Mr. GOSTIN. If he had been there at the train I suppose I would. I was only off the train some four minutes.

Mr. EMBRY. You were interested in getting Okemah and the other Indians on the train, but at no time did you see Outcalt?

Mr. GOSTIN. No, sir.

Mr. EMBRY. You say that the Mexican judge at Muzquiz said that that land down there—the San Francisco plantation—belonged to Bentley?

Mr. GOSTIN. The San Francisco judge said so; yes, sir.

Mr. EMBRY. He said it belonged to Mr. Bentley?

Mr. GOSTIN. Yes, sir.

Mr. EMBRY. That was no reason why you could not keep those Indians on there and get a crop, was it?

Mr. GOSTIN. I did take them there; yes, sir.

Mr. EMBRY. You had Mr. Bentley's permission to keep them there?

Mr. GOSTIN. Yes, sir.

Mr. EMBRY. Who interfered so that you could not keep them there?

Mr. GOSTIN. The reason why we left there was if an Indian got over on a Mexican's property and happened to cut a limb off of a mesquite bush it cost him \$10. If they happened to let a little water out on a Mexican's land, whether he was working or not, they would take him up and make him pay damages for it.

Mr. EMBRY. You do not know whether you will find better conditions down here in the mountains than you already had there?

Mr. GOSTIN. Yes, sir; because we have not that kind of people here to fool with.

Mr. EMBRY. You are not acquainted with those people, are you? You are simply a stranger and drifted in there a few days ago?

Mr. GOSTIN. We landed alongside of a Mexican. We do not intend to have it here that way. There will be no trouble here.

Mr. EMBRY. In whose charge did you leave the San Francisco plantation when you took the Indians away from there?

Mr. GOSTIN. I did not leave it in anybody's charge. I left it to Mr. Bentley.

Mr. EMBRY. You do not know what happened to that?

Mr. GOSTIN. No, sir.

Mr. EMBRY. You attempted to cross that dry country with these Indians all summer?

Mr. GOSTIN. Yes, sir.

Mr. EMBRY. When did you strike your camp up here?

Mr. GOSTIN. Twenty-ninth day of October.

Mr. EMBRY. What negotiations have been conducted for these little tracts of land you have been talking about over there?

Mr. GOSTIN. I went there to look at them and saw they were all right and recommended them.

Mr. EMBRY. To whom, Mr. Bentley?

Mr. GOSTIN. Yes, sir.

Mr. EMBRY. Do you know whether anything has been paid on them or not?

Mr. GOSTIN. Yes, sir; I think there has.

Mr. EMBRY. But do you know?

Mr. GOSTIN. Yes, sir; it has been paid; I know it has.

Mr. EMBRY. Do you know what kind of title the person has from whom it was purchased?

Mr. GOSTIN. No, sir; I did not investigate the title.

Mr. EMBRY. Do you know whether anybody has investigated as to that?

Mr. GOSTIN. No, sir.

Mr. EMBRY. You do not know anything about the character of the title where you purchased these little tracts?

Mr. GOSTIN. No, sir; I suppose Mr. Hanna has investigated that.

Mr. EMBRY. Those are little valleys here in the mountains that you are talking about?

Mr. GOSTIN. Yes, sir.

Mr. EMBRY. Watered by little mountain streams?

Mr. GOSTIN. They are watered by a good-sized river.

Mr. EMBRY. And at certain seasons of the year that water tears down there and tears everything out?

Mr. GOSTIN. No, sir.

Mr. EMBRY. There was a torrent came down there and washed the trees away?

Mr. GOSTIN. Yes, sir.

Mr. EMBRY. Where those people have been trying to irrigate?

Mr. GOSTIN. Yes, sir; on some of those places they have been.

Mr. EMBRY. There is a ditch back along there that has been washed out, and they have not since fixed it up; and it was torn up so badly that the owners have not repaired it?

Mr. GOSTIN. They have not repaired them just through laziness. They could keep them up if they wanted to.

Mr. EMBRY. And now is it your intention to put those Indians over there and spend their money to repair that which the present owners have thought unprofitable?

Mr. GOSTIN. We intended to do that ourselves. We will do the work without spending any money.

Mr. EMBRY. How far are these little tracts that you are talking about with the little mountain streams—how far from here?

Mr. GOSTIN. I judge they are 140 miles.

Mr. EMBRY. How far from a railroad point?

Mr. GOSTIN. The nearest railroad point is Casagrande.

Mr. EMBRY. How far is it from Casagrande?

Mr. GOSTIN. About 80 miles.

Mr. EMBRY. Across the mountain, diagonally, do you think?

Mr. GOSTIN. Yes, sir.

Mr. EMBRY. It is impassable for any practical purpose, is it not?

Mr. GOSTIN. They haul freight right along over it.

Mr. EMBRY. Then these other tracts that you say you have investigated, to what extent have you investigated them?

Mr. GOSTIN. I have ridden around and looked over them. There is plenty of water and grass and wood and places for farm land.

Mr. EMBRY. You know nothing about the character of the title, though?

Mr. GOSTIN. No, sir.

Mr. EMBRY. You do not think the contract can be made with them, do you?

Mr. GOSTIN. Yes, sir.

Mr. EMBRY. What do you know about it?

Mr. GOSTIN. I have never asked anybody. All I know is what Mr. Bentley has told me that the contract could be made. Yes, sir; I do too. A fellow by the name of O. P. Brown, of Dubalan——

Mr. EMBRY. Is he the man upon whose plantation you camped for a time?

Mr. GOSTIN. Yes, sir.

Mr. EMBRY. Did he offer to sell you that land?

Mr. GOSTIN. Yes, sir.

Mr. EMBRY. Did you buy it?

Mr. GOSTIN. No, sir; not yet.

Mr. EMBRY. As a matter of fact you have not selected a stopping place for these Indians?

Mr. GOSTIN. We have not decided yet.

Mr. EMBRY. You are still camping around with these Indians wherever it is convenient?

Mr. GOSTIN. Yes, sir.

Mr. BENTLEY. You testified to being at Sabinas, Mexico, when Conine and Al. Brown prevented a party of Indians from taking the train?

Mr. GOSTIN. Yes, sir.

Mr. BENTLEY. You took the same train and went on into Eagle Pass, did you?

Mr. GOSTIN. Yes, sir.

Mr. BENTLEY. Did you come back that night on the evening train?

Mr. GOSTIN. No, sir. Mr. Field came back that evening.

Mr. BENTLEY. You would not be in a position to know who was about Sabinas that day, perhaps after 8 or 9 o'clock in the morning.

Mr. GOSTIN. No, sir.

Mr. BENTLEY. Do you recall any telegrams or letters received by me from Mr. Field during the time that you were in Eagle Pass in relation to Mr. Outcalt being at Sabinas the night of the day that you passed through there in the morning?

Mr. GOSTIN. How is that?

Mr. BENTLEY. Do you recall a telegram coming to me from Sabinas to Eagle Pass on the day in question to the effect that Outcalt was there at Sabinas?

Mr. GOSTIN. No, sir.

Mr. BENTLEY. Do you recall that Mr. Field left Diaz or Eagle Pass the evening of the day that you arrived there?

Mr. GOSTIN. Yes, sir.

Mr. BENTLEY. And is it not your recollection that the next day I received a telegram from Mr. Field about the Indians being detained and held up there by Outcalt?

Mr. GOSTIN. Yes, sir; I did.

Mr. BENTLEY. You followed out on the next train and the next night you took the train?

Mr. GOSTIN. Yes, sir.

Mr. BENTLEY. What was your purpose?

Mr. GOSTIN. To help get those Indians out to Eagle Pass.

Mr. BENTLEY. Were you not also to assist those who were in jail?

Mr. GOSTIN. Yes, sir.

Mr. BENTLEY. You followed along and did what you could for them, did you?

Mr. GOSTIN. Yes, sir.

Mr. BENTLEY. I will ask you in relation to the land you have been testifying about, the land I examined in company with yourself and Brown. Was it not your understanding that Brown was the agent of some of the parties and a part owner of the 251,000 acres of land that we inspected?

Mr. GOSTIN. Yes, sir.

Mr. BENTLEY. And was it not also your understanding if we could agree to what portion of land we wanted for the Kickapoos on the tract that we inspected that we were ready to make an absolute deed?

Mr. GOSTIN. Yes, sir.

Mr. BENTLEY. Do you know of any other purpose of my visit to the Brown tract except to hunt a location for the Kickapoos?

Mr. GOSTIN. No, sir.

Mr. BENTLEY. Is it your judgment from what you have seen of the tract that the character of the country is such that a white man or an Indian or anybody who is reasonably thrifty might make a living?

Mr. GOSTIN. Yes, sir.

Mr. BENTLEY. What has been your previous occupation?

Mr. GOSTIN. Farmer.

Mr. BENTLEY. You think from your experience as a farmer you would be competent to judge of land as to whether it would be productive, do you?

Mr. GOSTIN. Yes, sir.

Mr. BENTLEY. And the character and kind of crops it would raise?

Mr. GOSTIN. Yes, sir.

Mr. BENTLEY. I will ask you to state if you saw any wheat growing there adjoining the Brown tract of land that we looked at recently, to the west of it.

Mr. GOSTIN. No, sir; I did not see the wheat growing. I saw where it was cut off and saw them hauling it.

Mr. BENTLEY. Did you notice any corn and other vegetation that would indicate the character of that land?

Mr. GOSTIN. There was corn. That would show for itself.

Mr. BENTLEY. How would that corn compare with the corn of Oklahoma, or Arkansas, or any of the places where you have farmed?

Mr. GOSTIN. It is pretty nearly the same. The stalks are very nice big stalks, lots of them as big around as your wrist, and ears like that [illustrating].

Mr. BENTLEY. You judge it to be land that would make an average crop, or better, would you not?

Mr. GOSTIN. Yes, sir; it is black sand and loam.

The witness was thereupon excused.

WAH-PAH-HO-KO (woman) having been first duly sworn, and her interpreter, Wahtheckona, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

WAH-PAH-HO-KO. Wah-pah-ho-ko.

Senator CURTIS. Are you a member of the Kicking Kickapoo tribe of Indians?

WAH-PAH-HO-KO. The Kicking Kickapoos belong to me.

Senator CURTIS. That is, you mean you were chief of the tribe?

WAH-PAH-HO-KO. Yes, sir; I was chief of all the Kickapoos.

Senator CURTIS. You were the chief?

WAH-PAH-HO-KO. Yes, sir.

Senator CURTIS. Are you chief now?

WAH-PAH-HO-KO. I have been chief all my life.

Senator CURTIS. You were chief of the Kickapoos this last July and August a year ago while they were camped near Muzquiz?

WAH-PAH-HO-KO. Yes, sir; I was there in the camp.

Senator CURTIS. Do you remember George Outcalt and Mr. Thackery coming down to the camp about May, 1906—last May or the 1st of June?

WAH-PAH-HO-KO. Yes, sir.

Senator CURTIS. Tell the committee what they wanted; why they came there; what they said the first time they came out to you and the other Indians.

WAH-PAH-HO-KO. The time of the lease money?

Senator CURTIS. Yes; the time they came out about lease money at Muzquiz a year ago last spring.

WAH-PAH-HO-KO. I saw them there at that time.

Senator CURTIS. Saw whom?

WAH-PAH-HO-KO. I mean those men. That was the first time.

Senator CURTIS. A year and a half ago, when they were down at Muzquiz, Thackery, your agent?

WAH-PAH-HO-KO. I just heard of it last year. I heard people say that Thackery came to Ah-nes-shenne's house, but Thackery did not come to my house.

Senator CURTIS. He did not go to your house, although you were chief of the tribe?

WAH-PAH-HO-KO. No, sir; I heard about it.

Senator CURTIS. But you did not see Thackery?

WAH-PAH-HO-KO. No, sir.

Senator CURTIS. When did you see Outcalt there at any time during that summer?

WAH-PAH-HO-KO. I did not see him.

Senator CURTIS. All you heard was that Thackery was in the woods outside of the brush?

WAH-PAH-HO-KO. I did not see George Outcalt.

Senator CURTIS. Do you know George Outcalt, the man the Indians call "George Alcohol?"

WAH-PAH-HO-KO. I do not.

Senator CURTIS. Did Outcalt or any other white man come to you as chief of the tribe and talk with you about lease money?

WAH-PAH-HO-KO. No, sir; that is all I heard about it.

Senator CURTIS. Do you know Doctor Conine, the Grimeses, Al Brown, Cal Moore, Russell Johnson, and Mr. Chapman, of Shawnee?

WAH-PAH-HO-KO. All I know is Grimes's name.

Senator CURTIS. Do you know the men who were there with Grimes trying to buy Indian lands, the lands they owned up in Oklahoma?

WAH-PAH-HO-KO. Yes, sir.

Senator CURTIS. Did you ever talk with Grimes or any of those men?

WAH-PAH-HO-KO. Guajardo came to my house.

Senator CURTIS. What did he say to you, and who was with him?

WAH-PAH-HO-KO. The Grimeses and all of them.

Senator CURTIS. What did they say?

WAH-PAH-HO-KO. Guajardo told me that Doctor Conine was an awful good man at that time. He told me that that man is going to help you right good. I told him I can not do it.

Senator CURTIS. What did you mean; you could not sell them your lands in Oklahoma?

WAH-PAH-HO-KO. I told him these Indians would not sell any land.

Senator CURTIS. How did Grimes and the other white men treat you Indians? Did they get the Indians drunk—the men and women who belonged to the tribe?

WAH-PAH-HO-KO. I do not know about that.

Senator CURTIS. Do you remember one morning when they came down there with Mexican coaches and took you and a lot of your Indians up to Guajardo's house?

WAH-PAH-HO-KO. I was awful scared that time when the coaches came.

Senator CURTIS. How many coaches came; and state whether or not there were policemen there and white men and what they did?

WAH-PAH-HO-KO. There were about ten coaches there. They took all the Kickapoos up to Guajardo's.

Senator CURTIS. Were there any policemen there?

WAH-PAH-HO-KO. The policemen were down there to take them.

Senator CURTIS. How many Mexican policemen were there?

WAH-PAH-HO-KO. There were about four Mexican police.

Senator CURTIS. Were there any white men there, and did they have guns or pistols?

WAH-PAH-HO-KO. Somebody said Grimes was there. I did not see him. I stayed in the house.

Senator CURTIS. Did they take you up to Guajardo's house with the Indians?

WAH-PAH-HO-KO. Everybody was there; I was over there.

Senator CURTIS. Did they have any of the Kickapoo headmen and councilmen in jail that time?

WAH-PAH-HO-KO. They were arrested at that time, the headmen.

Senator CURTIS. Did they put them in jail?

WAH-PAH-HO-KO. Yes, sir.

Senator CURTIS. Were the headmen—your brother and other headmen—in jail at the time you were up at Guajardo's house with the other Indians?

WAH-PAH-HO-KO. Yes, sir.

Senator CURTIS. State to the committee what was said to you at Guajardo's and who talked with you and what you said in answer to what they said to you.

WAH-PAH-HO-KO. Guajardo talked to me.

Senator CURTIS. What did Guajardo say?

WAH-PAH-HO-KO. Guajardo told me that Doctor Conine was a good man to help you all in your way.

Senator CURTIS. In what way?

WAH-PAH-HO-KO. To get the land in there; to buy land in Mexico.

Senator CURTIS. What else was said?

WAH-PAH-HO-KO. I told them no; I told Guajardo these Indians were not going to do that.

Senator CURTIS. You told Guajardo that the Indians would not sell their land?

WAH-PAH-HO-KO. Yes, sir; that was all I said to him. Guajardo told me to go out of the house and go out to the brush and stay out there.

Senator CURTIS. Was there a lawyer there pretending to represent the President from Washington, named George Outcalt?

WAH-PAH-HO-KO. That was the man I mean, George Outcalt.

Senator CURTIS. What did George Outcalt say? Did he say that to you or did Guajardo say it?

WAH-PAH-HO-KO. Yes, sir; that was the man Outcalt.

Senator CURTIS. What did Guajardo say to you?

WAH-PAH-HO-KO. Guajardo said the same thing.

Senator CURTIS. And this man Outcalt said the same?

WAH-PAH-HO-KO. Yes, sir; the same.

Senator CURTIS. Whom did Outcalt tell you sent him down there?

WAH-PAH-HO-KO. I do not know. I did not listen to him.

Senator CURTIS. You would not listen to him?

WAH-PAH-HO-KO. No, sir; I do not know what he said.

Senator CURTIS. Did you leave Guajardo's house then to go back to camp, or did you wait until the evening.

WAH-PAH-HO-KO. I stayed outside and waited for the rest of them.

Senator CURTIS. State if in your presence any of the Indians touched the pen.

WAH-PAH-HO-KO. No, sir.

Senator CURTIS. Did you tell the white men who were there and the Mexicans, Guajardo and the other Mexicans, and these men Outcalt and Grimes that your Indians would not sell their land in Oklahoma?

WAH-PAH-HO-KO. Yes, sir.

Senator CURTIS. Do you remember any time after that when some of your Indians were talking, at Guajardo's house, a month or two later?

WAH-PAH-HO-KO. No, sir; they took me out after that.

Senator CURTIS. They took you out after that?

WAH-PAH-HO-KO. Yes, sir; to Guajardo's house.

Senator CURTIS. Did they take you to Guajardo's afterwards?

WAH-PAH-HO-KO. After that; yes, sir.

Senator CURTIS. Who went with you then—what other Indians?

WAH-PAH-HO-KO. Wahpahchequa, Ketahhoka, and myself, and my husband, Mahtahwa. He is dead.

Senator CURTIS. What was said to you and the other Indians at that time—the last time you were at Guajardo's house?

WAH-PAH-HO-KO. They just brought them there. They did not say anything to them. We were sitting out in the yard under the shade; nobody came to me to talk with me.

Senator CURTIS. Did they talk to the other Indians?

WAH-PAH-HO-KO. No, sir.

Senator CURTIS. How long did they stay there?

WAH-PAH-HO-KO. They all stayed there about two hours.

Senator CURTIS. Then what did you do?



WAH-PAH-HO-KO. They took us back to the camp.

Senator CURTIS. Whom do you mean by "they?"

WAH-PAH-HO-KO. The policemen.

Senator CURTIS. The coachmen came and took you?

WAH-PAH-HO-KO. Yes, sir.

Senator CURTIS. At that time you did not see Guajardo at all, did you?

WAH-PAH-HO-KO. Guajardo just stuck his head out of the door and looked at the four of us, and after a while Guajardo came out of his house and brought a little sugar about that big [illustrating] to give them to eat.

Senator CURTIS. You mean sugar cake?

WAH-PAH-HO-KO. They had made it into a lump.

Senator CURTIS. What did he say to you?

WAH-PAH-HO-KO. He did not say anything.

Senator CURTIS. Did any white man see you there that day and talk to you?

WAH-PAH-HO-KO. No, sir.

Senator CURTIS. Do you know Tony Alexander?

WAH-PAH-HO-KO. I used to see him at Shawnee.

Senator CURTIS. Did you see him down at the Indian camp last winter a year ago now?

WAH-PAH-HO-KO. One time Alexander came to my house.

Senator CURTIS. What did he say?

WAH-PAH-HO-KO. He called himself Webosqua; just his name.

Senator CURTIS. What did he say to you?

WAH-PAH-HO-KO. That is all he said.

Senator CURTIS. Did he say anything to you?

WAH-PAH-HO-KO. He just looked at me, that was all.

Senator CURTIS. Did you say anything to him?

WAH-PAH-HO-KO. No, sir; I did not talk to him.

Senator CURTIS. Do you own any land in Oklahoma?

WAH-PAH-HO-KO. Yes, sir; you all know about that.

Senator CURTIS. We want you to tell about that. How much land do you own down there?

WAH-PAH-HO-KO. I do not know how many acres.

Senator CURTIS. Did you ever sell that land to anybody?

WAH-PAH-HO-KO. No, sir.

Senator CURTIS. Did you ever turn it over to anybody to handle for you?

WAH-PAH-HO-KO. I turned it over to Mr. Bentley to make a reservation for me in Mexico.

Senator CURTIS. You mean trade it for land in Mexico?

WAH-PAH-HO-KO. Yes, sir; trade it for me.

Senator CURTIS. Did Mr. Bentley give you any money for it?

WAH-PAH-HO-KO. Yes, sir.

Senator CURTIS. How much?

WAH-PAH-HO-KO. Ten dollars; I have forgotten; I do not remember.

Senator CURTIS. Did you tell Mr. Bentley to pay Roman Galan \$100 Mexican money for you? How much money did you tell Mr. Bentley to pay to this Roman Galan?

WAH-PAH-HO-KO. Ninety-five dollars.

Senator CURTIS. Did Mr. Bentley ever give you any more money?

WAH-PAH-HO-KO. I do not know what you mean.

Senator CURTIS. Did Mr. Bentley send you any money by Mr. Gostin east of Chihuahua when you were on the trip here?

WAH-PAH-HO-KO. I got some money from him.

Senator CURTIS. How much?

WAH-PAH-HO-KO. About \$65.

Senator CURTIS. Did you get any Washington money about a year ago now at Eagle Pass, at the Border National Bank, when all the Kickapoos were getting money there?

WAH-PAH-HO-KO. Yes, sir; I got it.

Senator CURTIS. How much did you get?

WAH-PAH-HO-KO. Two hundred dollars.

Senator CURTIS. Did you turn any money over to Mr. Bentley at that time, \$71.36?

WAH-PAH-HO-KO. I just got that much.

Senator CURTIS. You do not know anything about \$71?

WAH-PAH-HO-KO. He left that much.

Senator CURTIS. Did you get a new wagon and harness there?

WAH-PAH-HO-KO. Yes, sir.

Senator CURTIS. Who bought that for you?

WAH-PAH-HO-KO. Mr. Bentley.

Senator CURTIS. Did Mr. Bentley give you a little piece of paper about that long [indicating a receipt]?

WAH-PAH-HO-KO. I do not remember that.

Senator CURTIS. Have you bought any mules, and if so, where did you get them from, to haul you over here?

WAH-PAH-HO-KO. Mr. Bentley bought them for me.

Senator CURTIS. Did you have any paper or writing from Mr. Bentley about that land in Oklahoma?

WAH-PAH-HO-KO. I do not know what you mean.

Senator CURTIS. Did Mr. Bentley give you a paper back about your land in Oklahoma telling you what he would do, whether he would sell your land and buy land in Mexico, or not?

WAH-PAH-HO-KO. I got lots of papers lots of times, but I do not know what you mean.

Senator CURTIS. Do you know what Mr. Bentley is going to do with your land up in Oklahoma that you turned over to him?

WAH-PAH-HO-KO. The way I understand, Mr. Bentley is going to change the land here for land in Mexico—fix a reservation.

Senator CURTIS. That is, you are going to turn your Oklahoma land over to Mr. Bentley?

WAH-PAH-HO-KO. Yes, sir.

Senator CURTIS. And Mr. Bentley is going to get an Indian reservation in Mexico for the Kickapoos; is that the way you understand it?

WAH-PAH-HO-KO. He told me that, and I told Mr. Bentley to help them.

Senator CURTIS. Do you know how much your land in Oklahoma is worth?

WAH-PAH-HO-KO. I do not know what it is worth.

Senator CURTIS. Did Mahtahwa, your husband, in his lifetime sign his property over to Mr. Bentley?

WAH-PAH-HO-KO. Yes, sir.

Senator CURTIS. How much money did Mr. Bentley pay him?

WAH-PAH-HO-KO. Two hundred dollars.

Senator CURTIS. Was Mr. Bentley to use your husband's land in the same way he was to use your land—trade it off for land in Mexico?

WAH-PAH-HO-KO. Just the same.

Mr. BENTLEY. Do you remember making a lease over at the Border National Bank so that I could get the lease money for your little girl's land and bring it and pay it to you—a lease paper; do you remember signing them at the Border National Bank?

WAH-PAH-HO-KO. Yes, sir.

Mr. BENTLEY. Do you remember I told you that Mr. Ives would lease it and I would bring the money down and pay it over two times a year?

WAH-PAH-HO-KO. Yes, sir.

Mr. EMBRY. When you talked with Guajardo was there an interpreter present?

WAH-PAH-HO-KO. Mack Johnson was there.

Senator CURTIS. Who interpreted for you to Guajardo?

WAH-PAH-HO-KO. The same man, Mack Johnson.

Senator CURTIS. Who interpreted for you to Outcalt?

WAH-PAH-HO-KO. I have forgotten. There were three interpreters there.

Senator CURTIS. Where were you when you talked with Guajardo about Conine being a good man?

WAH-PAH-HO-KO. At Guajardo's house.

Senator CURTIS. Where were you when you talked to George Outcalt?

WAH-PAH-HO-KO. I did not talk with Outcalt. I did not want to talk with any of the white men who were there. I have already told you that.

Senator CURTIS. Do you say now that Outcalt did not talk with you and you did not talk with Outcalt?

WAH-PAH-HO-KO. I told you about that.

Senator CURTIS. I want you to tell me again.

WAH-PAH-HO-KO. I have forgotten what George Outcalt said to me.

Senator CURTIS. That is your answer now, that you have forgotten what George Outcalt said to you?

WAH-PAH-HO-KO. Yes, sir.

Mr. EMBRY. I will ask the interpreter what it was that Tom Smith said to this witness a moment ago while she was talking. Tom Smith said something to her. I want to know what it was he said to her.

Senator CURTIS. And after that the witness said Outcalt was the man she meant. Did you not hear Tom say something to her a moment ago; did you not hear him speak to this witness?

The INTERPRETER. Yes, sir.

Senator CURTIS. Tell us what Tom Smith said to her.

The INTERPRETER. Tom said that she meant George Outcalt spoke to her.

Senator CURTIS. Tom said to her that she meant George Outcalt?

The INTERPRETER. Yes, sir.

Senator CURTIS. And then it was that she said to you that she meant George Outcalt?

The INTERPRETER. Yes, sir.

Senator CURTIS. And that was the first time that she remembered that George had said anything to her?

The INTERPRETER. You asked her about Guajardo, and she said Guajardo said the same way.

Senator CURTIS. She said that Guajardo told her these things, until Tom Smith spoke up and told her that she meant Outcelt. Is not that the fact?

The INTERPRETER. Yes, sir.

Senator CURTIS. And then it was that she said Outcelt?

The INTERPRETER. Yes, sir.

Senator CURTIS. She did not say Outcelt before that?

The INTERPRETER. No, sir.

The CHAIRMAN. Suppose you call Tom Smith in, if there is any question about that, and ask him what he said.

Senator CURTIS (to the interpreter). You tell the witness that there is a misunderstanding—we do not understand just what she said. Now, tell her the committee wants to know if she remembers of this man George Outcelt—"George Alcohol," as the Indians called him—talking to her or the other Indians at Guajardo's house, or was it just Guajardo who talked, and no white man there. Tell her we do not ask this question to bother her, but just to get the record straight. We want to know just what she means and we want only the truth about it.

The INTERPRETER. She says he has written it down [indicating the stenographer].

Senator CURTIS. But tell her the record here shows that she said Outcelt talked to her, and also that Guajardo talked to her. Now, we want to know if they both talked to her or only one of them talked to her at Guajardo's house.

The INTERPRETER. She says that is what they said, the same way.

Senator CURTIS. They both said the same thing?

The INTERPRETER. Yes, sir.

Senator CURTIS. Now, was George Outcelt talking to her or all the Indians there?

The INTERPRETER. The Indians there.

Senator CURTIS. She did not hear George Outcelt say anything?

The INTERPRETER. She says she did not know him.

Senator CURTIS. Does she know George Outcelt now?

The INTERPRETER. No, sir.

Senator CURTIS. Now, have her tell us who was at Guajardo's house; give us their names.

The INTERPRETER. She says she does not know all of them.

Senator CURTIS. Do you know Guajardo?

WAH-PAH-HO-KO. I know him; I have seen him; that was all.

Senator CURTIS. Do you know any other Mexicans that were at Guajardo's house than Guajardo?

WAH-PAH-HO-KO. I saw them there, but I did not know them.

Senator CURTIS. Do you know old man Grimes?

WAH-PAH-HO-KO. Yes, sir; I always saw them when they were around there.

Senator CURTIS. Was he at Guajardo's house that day?

WAH-PAH-HO-KO. Yes, sir.

Senator CURTIS. Do you know any other American who was at Guajardo's house, other than Grimes, that day?

WAH-PAH-HO-KO. No, sir; I do not know the rest of them.

Senator CURTIS. But you saw them there; there were other white men there, were there not?

WAH-PAH-HO-KO. I did not know them.

The CHAIRMAN. Did some other white man besides Guajardo talk to the Indians?

WAH-PAH-HO-KO. They did, and I think that was the man. I do not know who it was. Yes, sir; they were trying to talk to them, but the Indians did not want to sign anything there.

The CHAIRMAN. I want to have her say whether somebody besides Guajardo talked to the Indians. I will ask you this, did any man there say that he represented the President of the United States to talk with the Indians? If any did, we would like to know who they were?

WAH-PAH-HO-KO. All I saw was Grimes there. That is all I know.

Senator CURTIS. Did anybody besides him make a speech there?

WAH-PAH-HO-KO. No, sir.

The witness was thereupon excused.

JIM DEER—Recalled.

The CHAIRMAN. Did you ever ask Thackery, the United States Indian agent, for the lease money that was coming to you?

JIM DEER. Thackery always talked about the lease money.

The CHAIRMAN. Did he offer to pay you the lease money on your children's land?

JIM DEER. I had a hard time to get lease money every time I got it.

The CHAIRMAN. That is not what I asked you. I want to know whether Thackery paid it or whether he offered to pay it.

JIM DEER. I was going to tell you all about it. I have not finished yet.

The CHAIRMAN. Just proceed and ask whatever you want to know.

JIM DEER. I lost one of my children. I just drew lease money once there on that land when I was down there; I got lease money at Shawnee. After I got here I never got any lease money. That was the only time I drew that money. Thackery told me there was a guardian on it.

Senator CURTIS. What did Thackery say to you at Muzquiz about paying you lease money?

JIM DEER. I did not see him at Muzquiz to pay me lease money.

Senator CURTIS. Did you see him out at the camp?

JIM DEER. I say I saw Thackery about some lease money once; that was all.

Senator CURTIS. What did he say to you about it—was that in Oklahoma or down at Muzquiz?

JIM DEER. It was down in Mexico.

Senator CURTIS. What did he say to you in Mexico about it?

JIM DEER. Mr. Thackery told the Indians that he had brought some money to some of the Indians—to a few Indians—some lease money. I drew lease money at that time—that is, my own lease money.

Senator CURTIS. Where were you camped at that time?

JIM DEER. Right north of San Francisco.

Senator CURTIS. That was not last year then, when he and George Outcalt came down there?

JIM DEER. I have not seen Thackery since that time.

Senator CURTIS. But when you did see him it was a year before on the other side of the river at that camp, when Joe Whipple carried Mr. Bentley across the river?

JIM DEER. That is what I mean.

The CHAIRMAN. Is there any lease money coming to you now for your children? Is there any of it due—any lease money that ought to have been paid? Does Mr. Thackery hold any of it now?

JIM DEER. There have been three years since I have gotten money. I get \$40 a year.

The CHAIRMAN. Have you asked Mr. Thackery to pay it?

JIM DEER. I have been asking him ten or eleven times.

The CHAIRMAN. What does Mr. Thackery say about why he does not pay it? Does he tell you why he does not pay it?

JIM DEER. He said there was a guardian on it.

The CHAIRMAN. Did he give any other reason?

JIM DEER. That was all.

The CHAIRMAN. How long has the girl been dead?

JIM DEER. It will be five or six years since the girl died, and when I was down there I drew it. I have not drawn any lease money since that time.

Senator CURTIS. That was five years ago that you were down at Oklahoma?

JIM DEER. About five years, or pretty near it. I do not do for my own self. I do for the rest of the Indians. That was the reason I went to Washington to look after all the Indians' affairs; it was about lease money for the Indians. When two Indians were married together they have a child; but they do not get any money to support it with. They attend their own children and feed them. The Indians went to the agency to ask for lease money, and Mr. Thackery told the Indians there was a guardian on it all the time; he told them there was a guardian for all the children. Mr. Thackery told the Indians that they could get credit down at the store and Thackery paid it over there for them. I do not know what the guardian is. The Indians do not know what the guardian is.

The CHAIRMAN. Mr. Thackery told you you could get credit at the store?

JIM DEER. Yes, sir.

The CHAIRMAN. What store is that?

JIM DEER. I guess he has a friend at the side of his office, Mr. Thackery, or else up at Shawnee; some of his friends. They gave the Indians credit over there.

The CHAIRMAN. Do you mean that Mr. Thackery's friend keeps the store?

JIM DEER. Yes, sir; that is the reason why I ask you about that. Of course the Indians want the lease money; everybody wants the money. If Mr. Thackery let the lease money go, every Indian will get his lease money. Of course the Indians want their money.

The CHAIRMAN. Do you mean that Thackery will pay them if they will go to the store and buy goods?

JIM DEER. Thackery will pay them.

The CHAIRMAN. Pay them out of the store; you mean Thackery would go and pay the bill?

Mr. BENTLEY. He means that Thackery will see that the bills are paid.

JIM DEER. I want you gentlemen to look after that. Of course you are there in Washington and it is good for you to look out for that at Washington, about the lease money and all the money. That is the reason I asked you about that.

The CHAIRMAN. Do you owe the store man any money?

JIM DEER. I paid the store man. I do not owe him anything now.

Mr. BENTLEY. If the committee will allow me, I will say that this is the name of the concern and here is one of their bills where an Indian got \$41 on the 10th of March, and the 10th of May they sent down here to collect \$17.25 interest for three months. That is one of their stores, Grimm's store. That is the usual process. These stores cut the Indians' money into just about half.

The CHAIRMAN. Who signs this?

Mr. BENTLEY. That is the Indian agent at the Sac and Fox Agency.

The CHAIRMAN. We will put this in the record as relative to what the witness is talking about. It may throw some light on it. The agency is questioning the accuracy of the accounts. We will put them in as an explanation from Mr. Bentley or as an illustration of the method adopted.

The papers are as follows:

BEERS, KENISON & Co.,  
Eagle Pass, Tex., May 13, 1907.

Mr. W. C. KOHLENBERG, Esq.,  
Superintendent and Special Distributing Agent,  
Sac and Fox Agency, Okla.

SIR: I return you herewith receipts as per your instructions of the 10th instant. Kindly forward check to me at this place.

I also hand you notice of account with the Sac and Fox Bank. I got this money in March—\$41—and was to pay it out of my lease money in July. You will see they want me to pay \$17.25 interest, and to pay quick. I think this is too much, and would like for you try to settle the matter. White folks don't pay such interest. I think you are a good agent and look to you to try to help me out.

Very respectfully,

LEE (his x mark) CUPPAWHE.

Witness:

D. H. SHAWNEE.

#### NOTICE.

[The Sac and Fox Bank, Sac and Fox Agency, Okla., May 10, 1907.]

LEE CUPPAWHE.

DEAR SIR: Your note, given in favor of the Sac and Fox Bank, falls due at this bank March 25, 1907.

Kindly give this matter your attention.

41.  
17.25  
58.25

Very truly,

Bring this notice with you.

P. C. GRIMM, Pres.

CONKLIN, GRIMM & Co.,  
Sac and Fox Agency, Okla., May 10, 1907.

LEE CUPPAWHE, Eagle Pass, Tex.:

Inclosed find notice of your note. The notes must be paid as soon as your check can be sent back here. If not, we will take the stuff you have mortgaged and you will get yourself in trouble.

Respectfully,

THE SAC AND FOX BANK,  
P. C. GRIMM, President.

UNITED STATES INDIAN SERVICE,  
Sac and Fox Agency, Okla., May 17, 1907.

LEE CUPPAWHE, *Eagle Pass, Tex.:*

DEAR SIR: I received your letter of the 13th instant together with your receipts, properly signed in triplicate. I inclose check herewith for \$73.80, being share of yourself and three children. You will notice that the amount is less than it was heretofore, which is accounted for by the Indians having drawn \$50,000 and having to employ an attorney.

I also received your statement from the Sac and Fox Bank, with letter of Mr. P. C. Grimm. Of course I do not know anything about this matter, but if you only got \$41 last March there certainly should not be \$17.25 interest due now. The way for you to settle this is to pay the face of the note (if you know what that is) and get a receipt in full, because if they overcharge you on interest you need not pay any interest, under the laws of this Territory. If they would not accept it you could deposit the money in any bank in the country, subject to their order when the receipt is given.

Kindly let me know when you get the check. Also I would like to know just what interest you have to pay, when you pay it.

Very respectfully,

OSTOHEMBURG,  
*Superintendent and Special Disbursing Agent.*

At 6 o'clock p. m. the subcommittee adjourned to meet at Shawnee, Okla., November 14, 1907, at 9 o'clock a. m.

SHAWNEE, OKLA., November 14, 1907.

The subcommittee met at 2 o'clock p. m.

Present, Senators Teller (chairman) and Curtis; also Mr. John Embry, United States attorney for Oklahoma, and Mr. M. J. Bentley, representing the Mexican Kickapoo Indians.

MAH-KA-SE-AH, having been first duly sworn, and Joe Whipple, his interpreter, having been similarly sworn, testified as follows:

Senator CURTIS. State your name to the committee.

MAH-KA-SE-AH. Mah-ka-se-ah.

Senator CURTIS. Where do you live?

MAH-KA-SE-AH. Right up the river here.

Senator CURTIS. How long have you lived in the Territory of Oklahoma?

MAH-KA-SE-AH. I was born here.

The CHAIRMAN. You have always lived here then?

MAH-KA-SE-AH. Yes, sir.

Senator CURTIS. Did you go to Mexico a few years ago?

MAH-KA-SE-AH. Yes, sir.

Senator CURTIS. How many years ago was it that you went to Mexico?

MAH-KA-SE-AH. About five years.

Senator CURTIS. State to the committee if you are a member of the Kicking Kickapoo band of Indians, or Mexican Kickapoos.

MA-KA-SE-AH. Yes, sir.

Senator CURTIS. Do you own any land, as a member of the Kicking Kickapoo tribe of Indians, in Oklahoma?

MA-KA-SE-AH. Yes, sir.

Senator CURTIS. How many acres do you own? And, if you know, state how much it is worth.

MA-KA-SE-AH. I own about 80 acres; I do not know what it is worth.



Senator CURTIS. Were you in Mexico, at the Indian camp near Muzquiz, along in the spring and summer of 1906, about a year ago, in June, July, and August?

MA-KA-SE-AH. I was there.

Senator CURTIS. When did you leave there for Oklahoma, if you know?

MA-KA-SE-AH. I do not know when I left there.

Senator CURTIS. Did you leave there last November a year ago when you went with the Indians to get some money at Eagle Pass?

MA-KA-SE-AH. Yes, sir; I remember that.

Senator CURTIS. Who bought your ticket from Eagle Pass to Shawnee?

MA-KA-SE-AH. I paid my own money.

Senator CURTIS. Who bought it for you?

MA-KA-SE-AH. Mr. Bentley bought the ticket, but I furnished the money for him.

Senator CURTIS. Did you go back to Mexico after you left Eagle Pass for Shawnee last November; have you been back there since?

MA-KA-SE-AH. No, sir; I have been here ever since.

Senator CURTIS. Do you know Mr. Thackery, the United States Indian agent?

MA-KA-SE-AH. Yes, sir.

Senator CURTIS. Do you know Mr. George Outcalt, the United States attorney here?

MA-KA-SE-AH. No, sir.

Senator CURTIS. You do not know George Outcalt?

MA-KA-SE-AH. No, sir.

Senator CURTIS. Do you know a man who was down about the same time Mr. Thackery was there who claimed to represent the Government, or did represent the Government, whom the Indians called "George Alcohol?"

MA-KA-SE-AH. No, sir.

Senator CURTIS. Do you know Mr. Grimes and Mr. Chapman?

MA-KA-SE-AH. I do not know Mr. Chapman, but I know Mr. Grimes.

Senator CURTIS. Do you know Al Brown and Cal Moore?

MA-KA-SE-AH. I know Cal Moore.

Senator CURTIS. Do you know Al Brown?

MA-KA-SE-AH. No, sir.

Senator CURTIS. Do you know a man whom the Indians called Masquot, who was with Mr. Grimes?

MA-KA-SE-AH. No, sir; I do not know him.

Senator CURTIS. Do you know Doctor Conine?

MA-KA-SE-AH. Yes, sir.

Senator CURTIS. Do you remember a Mr. Grimes and Doctor Conine and other white men coming out around the Indian camp near Muzquiz in June and July, 1906, for the purpose of buying lands from the Indians here in Oklahoma?

MA-KA-SE-AH. I never paid any attention to it.

Senator CURTIS. Did you see those men out around the camp?

MA-KA-SE-AH. I saw Mr. Grimes there.

Senator CURTIS. Do you remember Mr. Grimes and Doctor Conine coming down to the Indian camp near Muzquiz one morning with

eight or nine Mexican coaches with some policemen and taking the Indians up to Guajardo's house when your father was in jail?

MA-KA-SE-AH. Yes, sir.

Senator CURTIS. Tell the committee about what time they came and who was with them, and all about it.

MA-KA-SE-AH. They said they just wanted to ask the Indians a question.

Senator CURTIS. Who said that?

MA-KA-SE-AH. Mr. Grimes and Doctor Conine.

Senator CURTIS. What were the Mexican policemen doing there?

MA-KA-SE-AH. I do not know what they were doing; but they were there.

Senator CURTIS. Did you go up to Guajardo's house with the other Indians?

MA-KA-SE-AH. Yes, sir; I went along.

Senator CURTIS. State how many of the Indians went up there, if you know.

MA-KA-SE-AH. I could not remember how many, but quite a bunch of them.

Senator CURTIS. How many Mexican coaches were there?

MA-KA-SE-AH. I never noticed.

Senator CURTIS. How many policemen were there?

MA-KA-SE-AH. About four of them.

Senator CURTIS. Were the policemen armed; did they have pistols or knives or swords?

MA-KA-SE-AH. Yes, sir.

Senator CURTIS. Was Doctor Conine armed?

MA-KA-SE-AH. Yes, sir; he was armed.

Senator CURTIS. Tell the committee what they did after they went up to Guajardo's house.

MA-KA-SE-AH. They asked us, "Are you going to sell your land?" And we said "No." That was after they carried us upstairs.

Senator CURTIS. Who asked you that question?

MA-KA-SE-AH. There were two white men who stood there.

Senator CURTIS. Do you know who they were?

MA-KA-SE-AH. They may have been Mexicans, and they might have been white men; I do not know. They spoke Mexican.

Senator CURTIS. Did Guajardo do any talking that day that you know of?

MA-KA-SE-AH. He was standing around.

Senator CURTIS. Were you upstairs with Guajardo and these white men you are talking about while some of the other Indians were downstairs?

MA-KA-SE-AH. They just called them one at a time.

Senator CURTIS. What did you say to the white men when they asked you if you would sell your land?

MA-KA-SE-AH. They offered me \$800.

Senator CURTIS. Did you sell your land or did you tell them you did not want to sell your land?

MA-KA-SE-AH. I told them I did not want to sell it.

Senator CURTIS. Did you there touch pen to any paper?

MA-KA-SE-AH. No, sir.

Senator CURTIS. Did you authorize Mack Johnson or anybody to touch pen for you?

MA-KA-SE-AH. No, sir.

Senator CURTIS. Did you in Guajardo's house authorize anyone to touch pen or sign a paper to sell your land in Oklahoma?

MA-KA-SE-AH. I do not know anything about that.

Senator CURTIS. Did you authorize anybody or tell anybody to sign your name for you?

MA-KA-SE-AH. No, sir.

Senator CURTIS. Did you sell your land there that day to any person for \$800—to Chapman, Grimes, Conine, or anybody?

MA-KA-SE-AH. No, sir; I did not.

Senator CURTIS. Did Mr. Grimes or Mr. Conine or Mr. Chapman or any person give you \$800 there that day, or any other sum of money?

MA-KA-SE-AH. No, sir; that is what they asked me, and I went out.

Senator CURTIS. Do you know Pem-y-tum-moke?

MA-KA-SE-AH. Yes, sir.

Senator CURTIS. Did you see her there that day?

MA-KA-SE-AH. Yes, sir.

Senator CURTIS. Was she downstairs?

MAH-KA-SE-AH. She was outside.

Senator CURTIS. Did she go upstairs at all that day?

MAH-KA-SE-AH. Yes, sir; she went upstairs.

Senator CURTIS. The woman did—your mother?

MAH-KA-SE-AH. Yes; they called her upstairs.

Senator CURTIS. Did she go?

MAH-KA-SE-AH. Yes, sir.

Senator CURTIS. Did you see her go, or do you just think she went?

MAH-KA-SE-AH. Yes, sir; I saw her go upstairs.

Senator CURTIS. Do you remember your father, Pah-ko-tah, being brought from jail?

MAH-KA-SE-AH. Yes, sir.

Senator CURTIS. That was the time when he was brought from jail, was it?

MAH-KA-SE-AH. They brought him right there.

Senator CURTIS. You have testified that you left there in November, 1906, the day the Indians got their payments there at the Border National Bank. Were you down there in January, 1907—about New Year's Day, or the first day of this year?

MAH-KA-SE-AH. I arrived back here before Christmas.

Senator CURTIS. You were here on Christmas?

MAH-KA-SE-AH. Yes, sir.

Senator CURTIS. Were you down there at Christmas time?

MAH-KA-SE-AH. When I was here it was Christmas day.

Senator CURTIS. Did you stay here until after the 1st day of January?

MAH-KA-SE-AH. Yes, sir.

Senator CURTIS. You have stayed over here since?

MAH-KA-SE-AH. Yes, sir.

Senator CURTIS. I show you a check which they claim you signed at Eagle Pass, Tex., on January 1, 1907, and ask if you signed that check for \$550 there?

MA-KA-SE-AH. No, sir.

Senator CURTIS. Did you sign that check by your mark at the camp near Muzquez?

MA-KA-SE-AH. I never did in my life get that much money.

Senator CURTIS. Did you authorize Doctor Conine to draw that money out of the bank for you?

MA-KA-SE-AH. I never had any words with Mr. Conine.

Senator CURTIS. Did you authorize Mr. Chapman of this town or Mr. Grimes or Doctor Conine or Tony Alexander, or any of those men, to put any of that money into that bank for you?

MA-KA-SE-AH. No, sir; I did not know anything about it.

Senator CURTIS. If your name is signed to your check it is a forgery, is it?

MA-KA-SE-AH. That is forged; they have lied.

Senator CURTIS. You were here in Oklahoma and not in Mexico or Texas when that was signed?

MA-KA-SE-AH. Yes, sir.

Senator CURTIS. Does your name appear to any deed to Mr. Chapman or Mr. Garrett or any other man here as signed at Guajardo's house?

MA-KA-SE-AH. No, sir.

Senator CURTIS. Then if your name does appear on any such deed it is a forgery, is it?

MA-KA-SE-AH. They might have stole my land; I do not know.

Senator CURTIS. If your name is there, it is stolen?

MA-KA-SE-AH. Yes, sir.

Senator CURTIS. Do you know Mr. Bentley?

MA-KA-SE-AH. Yes, sir.

Senator CURTIS. Did you ever give him a deed to your land?

MA-KA-SE-AH. No, sir.

Senator CURTIS. Have you had any transactions with Mr. Bentley in regard to your land?

MA-KA-SE-AH. No, sir; I have not.

Senator CURTIS. Did you deed your land to Mr. Ives or Mrs. Bentley?

MA-KA-SE-AH. No, sir; I have not.

Senator CURTIS. You say your name was forged to this check down there?

MA-KA-SE-AH. Yes, sir.

Senator CURTIS. If your name appears to any deed to Mr. Chapman or Mr. Garrett or Grimes, it was forged, was it?

MA-KA-SE-AH. Yes, sir.

Senator CURTIS. State to the committee if you had any understanding of any kind with Mr. Bentley about trading your land in Oklahoma for land in Mexico. If so, state what the agreement was.

MA-KA-SE-AH. They did not say anything to me at all.

Senator CURTIS. Do you consider your home in Oklahoma or down in Mexico, or where do you want to live?

MA-KA-SE-AH. I could not give you satisfaction now; I do not know what those people are doing there; they might be located good, and they might be located wrong.

Senator CURTIS. Do you consider Oklahoma your home or Mexico your home?

MA-KA-SE-AH. I can not tell.

Senator CURTIS. Who, if anyone, induced you to go to Mexico from Oklahoma?

MA-KA-SE-AH. Nobody; I just went myself.

Senator CURTIS. Did you go down there the same time your father and mother went?

MA-KA-SE-AH. Yes, sir; I went with them.

Senator CURTIS. Did Mr. Bentley ever induce you or ask you to go to Mexico?

MA-KA-SE-AH. No, sir.

Senator CURTIS. Did Mr. Bentley ever give you any money at that time?

MA-KA-SE-AH. He gave me some money at Eagle Pass.

Senator CURTIS. How much did he give you?

MA-KA-SE-AH. Two hundred dollars.

Senator CURTIS. What for?

MA-KA-SE-AH. It was payment money.

Senator CURTIS. Has he given you any money since that time?

MA-KA-SE-AH. When I started from Eagle Pass Bentley gave me \$100, and he told me again, "There is some more money here at this place, Shawnee, for you."

Senator CURTIS. When you bought your ticket from Eagle Pass here, or Mr. Bentley bought it for you, was that the time you got that Government money there?

MA-KA-SE-AH. Yes, sir; that was the day.

Senator CURTIS. How much money has Mr. Bentley paid you since you have been here, if you know, or anybody for Mr. Bentley—Mr. Ives or Mrs. Bentley?

MA-KA-SE-AH. That was all.

The CHAIRMAN. Mr. Bentley, do you desire to ask any questions?

Mr. BENTLEY. Yes, sir. Do you remember my paying you \$30 since you came up here?

MA-KA-SE-AH. That is the hundred dollars you paid me when I left Eagle Pass; that is the money you have been paying me since I have been here.

Mr. BENTLEY. At Eagle Pass, the day you left, just before you got on the train, do you remember that you and your father came to where I was?

MA-KA-SE-AH. Yes, sir; I remember it.

Mr. BENTLEY. Did you touch pen so if I could get your land back I would hold it instead of Grimes?

MA-KA-SE-AH. I do not know.

Mr. BENTLEY. Did you not sign, did you not touch the pen?

MA-KA-SE-AH. The way I always understood it it was lease money and the payment money that I was signing for.

Mr. BENTLEY. I was not paying any lease money at that time. You signed twice at the bank; you signed first for money, then you signed another paper and you touched the paper for Mr. Bonnet. What were you signing; what was that other paper?

MA-KA-SE-AH. I left the lease money there at the bank and told them when I came back I would draw it.

Mr. BENTLEY. Do you not remember Pahkotah brought you to me and said if you got up here they would get you to sign some bad paper, and steal from you, and did you not sign the paper there for me?

MA-KA-SE-AH. No, sir; I was not signing my land away at all.

Mr. BENTLEY. I will ask it in another way. Did you not sign just the same as Pahkotah and your mother? I put your land in with all the Kickapoos' land to get land over in Mexico for them—good land.

MA-KA-SE-AH. I had not made up my mind at that time at all.

Mr. BENTLEY. Do you want to live over there with the Kickapoos if they get some good land, some good place to live on?

MA-KA-SE-AH. If they will have good land over there I might go over there to live.

Mr. BENTLEY. Do you want Mr. Grimes to get your land?

MA-KA-SE-AH. No, sir.

Mr. BENTLEY. You know that he has got it, don't you?

MA-KA-SE-AH. Well, I never sold it to anybody.

Mr. BENTLEY. We understand that you did not; but did you not sign a paper and did not your father bring you to me at the Border National Bank just before you left on the train, and did you not sign so that I could hold your land if we could get it away from Grimes? I will put it in a little different way. Did you sign a paper to help me get your land away from Grimes so that Grimes could not steal it?

MA-KA-SE-AH. I do not understand you at all.

Mr. BENTLEY. You signed when your father brought you there, did you not?

MA-KA-SE-AH. I have told you how many times I have signed.

Mr. BENTLEY. I would like to have the interpreter explain to the witness that if he wants to stay here in Oklahoma and make his home here, I want to help him to get his land back and keep it for a home. I do not want it; I want to get it away from Grimes; but if he wants to go back over to Mexico and live over there, then I will have to put the land in with the other Kickapoos. He can do just as he wants to do. Tell him that I want him to tell the straight truth about it.

The INTERPRETER. He says he does not know what to do; they have got his land all tangled up, and he did not sign to anybody yet.

Mr. BENTLEY. How much money has Mr. Ives paid you since you came up here?

MA-KA-SE-AH. The money you paid me was \$100.

Mr. EMBRY. When you were signing for Mr. Bentley down there you thought you were signing for your Government money and your lease money, did you not?

MA-KA-SE-AH. Yes, sir.

Mr. EMBRY. You did not know you were giving your name to a deed for your land, did you?

MA-KA-SE-AH. No, sir.

Mr. EMBRY. What did Mr. Bentley tell you to get you to sign that paper?

MA-KA-SE-AH. He said, "Your money is here."

Mr. EMBRY. Was that the time you got your Government money, \$200, at Eagle Pass, or about that time?

MA-KA-SE-AH. Yes, sir; that was the time I got \$200.

Mr. EMBRY. Now, this other \$100, where did that come from?

MA-KA-SE-AH. He told me it was lease money.

Mr. EMBRY. Then the papers you signed you signed because it was necessary to get money that belonged to you—your Government money or your lease money?

MA-KA-SE-AH. Yes, sir.

Mr. EMBRY. And you did not know you were signing a deed to Mr. Bentley or Mrs. Bentley or to Ives?

MA-KA-SE-AH. No, sir.

Mr. EMBRY. And if either of those people have a deed signed by you they got it without your understanding what it was, did they not?

MA-KA-SE-AH. I have never sold to anybody that I know of.

Mr. EMBRY. I believe you stated that you did not sell out to Chapman or Grimes or any of those people?

MA-KA-SE-AH. No, sir.

Mr. EMBRY. How long have you been back in Oklahoma this time?

MA-KA-SE-AH. It was Christmas day when I got here.

Mr. EMBRY. How long had you been in Mexico before you came back on Christmas day?

MA-KA-SE-AH. About four or five years I was down there.

Mr. EMBRY. What have you been doing since you came back to Oklahoma?

MA-KA-SE-AH. Not anything much.

Mr. EMBRY. Do you know where your land is?

MA-KA-SE-AH. Yes, sir.

Mr. BENTLEY. Who interpreted for you when you signed down there in Eagle Pass, and how many times did you sign?

MAH-KA-SE-AH. Two times only.

Mr. BENTLEY. Who interpreted for you?

MAH-KA-SE-AH. A Shawnee fellow.

Mr. BENTLEY. John Pecan, was it not?

MAH-KA-SE-AH. Yes, sir.

Mr. BENTLEY. Is it not a fact that Mr. Clark has told you a good many times, and urged you, to come up here and deny that you had ever made a deed to him; to say that you had never made a deed?

MAH-KA-SE-AH. No, sir.

Mr. BENTLEY. Has anybody told you to come up here and say you had not made a deed?

MAH-KA-SE-AH. No, sir.

WAH-PE-CHE-QUA, having been first duly sworn, and his interpreter, Joe Whipple, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

WAH-PE-CHE-QUA. Wah-pe-che-qua.

Senator CURTIS. Are you a member of the Mexican or Kicking Kickapoo tribe of Indians?

WAH-PE-CHE-QUA. Yes, sir; I am one of them.

Senator CURTIS. Do you own any land in Oklahoma?

WAH-PE-CHE-QUA. I have got it on the bottom here some place, near Oklahoma City.

Senator CURTIS. You own it, do you?

WAH-PE-CHE-QUA. Yes, sir.

Senator CURTIS. Did you go down to Mexico at any time with the Kickapoos?

WAH-PE-CHE-QUA. Yes, sir.

Senator CURTIS. About how long ago?

WAH-PE-CHE-QUA. I have been there four years.

Senator CURTIS. Were you there last summer a year ago when Mr. Thackery came down there?

WAH-PE-CHE-QUA. Yes, sir; I was there.

Senator CURTIS. Did you see Mr. George Outcalt down there at the same time?

WAH-PE-CHE-QUA. There were several of them over there.

Senator CURTIS. Was Mr. Bentley over there at that time?

WAH-PE-CHE-QUA. Yes, sir; he was there.

Senator CURTIS. Was Mr. Grimes and Mr. Chapman and Al Brown there?

WAH-PE-CHE-QUA. Mr. Grimes was around there with Mr. Thackery.

Senator CURTIS. State if when Mr. Thackery first came to the camp you had any talk with him.

WAH-PE-CHE-QUA. He came out there in the brush, as we call it, toward the creek, and he called them one at a time, and after a while I noticed that that was what he was doing.

Senator CURTIS. Did he call you out there?

WAH-PE-CHE-QUA. No, sir.

Senator CURTIS. Did you have any talk with Mr. Thackery while he was down there in Mexico or at Eagle Pass?

WAH-PE-CHE-QUA. No, sir; I did not.

Senator CURTIS. Did you have any of the lease money coming to you that Mr. Thackery had down there to pay to the Indians that you know of?

WAH-PE-CHE-QUA. I do not know; I have not drawn any lease money. I went away from here.

Senator CURTIS. Did you have a talk with Mr. Grimes or Chapman or Doctor Conine down there?

WAH-PE-CHE-QUA. No, sir; I have not had any talk with them at all.

Senator CURTIS. Did you hear those men talking to the Indians?

WAH-PE-CHE-QUA. They drove all around in the night talking with the Indians and talking to the women.

Senator CURTIS. That is, Grimes and Chapman and Conine and those people?

WAH-PE-CHE-QUA. Yes, sir.

Senator CURTIS. Did Grimes and Conine and Chapman have whisky out at the camp?

WAH-PE-CHE-QUA. Oh, yes, sir; they had plenty of it. He would give it to those interpreters to drink.

Senator CURTIS. Who were the interpreters, Mack Johnson?

WAH-PE-CHE-QUA. Yes, sir.

Senator CURTIS. And George Kishketon?

WAH-PE-CHE-QUA. Afterwards he came.

Senator CURTIS. What other interpreters were there at that time?

WAH-PE-CHE-QUA. William Murdock and Mack Johnson.

Senator CURTIS. State if you were arrested down there at any time.

WAH-PE-CHE-QUA. I was hallooing; they were all in the camp and I was hallooing to those people not to listen to those people, that they were doing this wrong. I was hallooing at the camp, advising these Kickapoos.

The CHAIRMAN. You were hallooing to the Indians?

WAH-PE-CHE-QUA. Yes, sir.

The CHAIRMAN. You told them not to listen to Grimes and that crowd?

WAH-PE-CHE-QUA. Yes, sir.

The CHAIRMAN. State what happened.



WAH-PE-CHE-QUA. Then finally they told me to come to Muzquiz and I knew that I had not done anything wrong with all those rascals. They just shoved me in there and locked me up.

The CHAIRMAN. Who do you mean by those rascals?

WAH-PE-CHE-QUA. I went in there with the prisoners; the Mexican police put me in there.

The CHAIRMAN. Who took you up there?

WAH-PE-CHE-QUA. The Mexican.

The CHAIRMAN. Were there any policemen there?

WAH-PE-CHE-QUA. Yes, sir.

The CHAIRMAN. How many?

WAH-PE-CHE-QUA. One.

THE CHAIRMAN. Was Mr. Grimes or Doctor Conine with any other of the Americans?

WAH-PE-CHE-QUA. The way I heard it they paid the policeman to arrest me and throw me in.

The CHAIRMAN. Who paid him?

WAH-PE-CHE-QUA. Conine and Grimes.

The CHAIRMAN. He paid the policeman to put you in jail?

WAH-PA-CHE-QUA. Yes, sir.

Senator CURTIS. Were you a big, able-bodied, healthy man when you were put in jail?

WAH-PE-CHE-QUA. There was nothing the matter with me.

Senator CURTIS. What is your condition now?

WAH-PA-CHE-QUA. I was good and healthy when I went there, and then I cleaned that dirt when I was put in prison and carried it on my shoulder, great big bundles of it; I had to carry it out there pretty near a mile before I emptied it out.

Senator CURTIS. What effect had it on you; were you crippled up when you left the prison?

WAH-PE-CHE-QUA. About ten days afterwards I felt the effects of it on that shoulder.

Senator CURTIS. Is it paralyzed now?

WAH-PE-CHE-QUA. Yes, sir; I can not move my hand.

Senator CURTIS. How is your leg?

WAH-PE-CHE-QUA. Half of me is dead.

Senator CURTIS. When you were put in prison had you violated any law; were you drunk, or had any charge of stealing anything, or killing any of their cows, or violating any of their laws been made against you?

WAH-PE-CHE-QUA. No, sir; I had not violated any law.

Senator CURTIS. Had you done anything except to advise the Kickapoo Indians not to sell their lands to Chapman, Grimes, Conine, and those people.

WAH-PE-CHE-QUA. That was the reason they put me in there.

Senator CURTIS. State to the committee just what you told your people about selling their lands in Oklahoma.

WAH-PE-CHE-QUA. I was hallooing to those Kickapoos; Mr. Shackery came with some white men, and they came up to beat us out of our land. I told the people not to listen to them.

Senator CURTIS. Did you say anything about their selling their land or signing deeds for these white men up at Muzquiz?

WAH-PE-CHE-QUA. I was there a prisoner. Then after while when I got out of prison they brought all of these Indians up to Guajardo's house.

Senator CURTIS. Were you at Guajardo's house the day they took them there?

WAH-PE-CHE-QUA. Yes, sir; they took me up there.

Senator CURTIS. What was said there; who made speeches or talks?

WAH-PE-CHE-QUA. I told them to go away, that I did not want to have any talk with them. They said the Government authorized them to come there.

Senator CURTIS. Who said that?

WAH-PE-CHE-QUA. The fellow with kind of red hair.

Senator CURTIS. Was that George Outcalt?

WAH-PE-CHE-QUA. No, sir.

Senator CURTIS. Was it Al Brown?

WAH-PE-CHE-QUA. He was a redheaded fellow.

Senator CURTIS. State just what they did when they took you up to Guajardo's house, how they came after the Indians, and all about it.

WAH-PE-CHE-QUA. Guajardo told us: "Here is a man who has come here to do justice to you people."

Senator CURTIS. That was at Guajardo's house?

WAH-PE-CHE-QUA. Yes, sir. I said "No, let us alone; we have appointed two men to transact our business; let us alone."

Senator CURTIS. You told Guajardo that you wanted to be let alone?

WAH-PE-CHE-QUA. Yes, sir. I said, "Who are they? Our counsel here and chief of the band selected Mr. Fields and Mr. Bentley to transact our business; we cannot look upon you for anything; we have selected these two persons."

Senator CURTIS. What else occurred?

WAH-PE-CHE-QUA. That red-headed fellow got up finally and picked up a piece of paper and said "The Government sent me here to transact business." He said, "Here is Wah-pe-che-qua; he is chief; Mr. Bentley got him to be chief," and I just thought that fellow had struck that a little too hard. I was no chief at all, just a common man like any other man.

Senator CURTIS. Did you see any Indians sign any deed there that day or touch pen?

WAH-PE-CHE-QUA. No, sir, I never signed that day. I said "It is late; let us all go home," and we all went downstairs and started home; not one stayed.

Senator CURTIS. That day were you taken from jail up to Guajardo's house or were you down at the camp and went up with the balance of them?

WAH-PE-CHE-QUA. I was taken from the jail.

Senator CURTIS. The night after they got through with the Indians up to Guajardo's house did they put you back in jail, or did they let you go back to the camp?

WAH-PE-CHE-QUA. Yes, sir; they all went home and they threw me back in jail.

Senator CURTIS. How long did they keep you there after that?

WAH-PE-CHE-QUA. Fifteen days all together.

Senator CURTIS. How many days after that—one or two only, was it not?

WAH-PE-CHE-QUA. Five days more.

The CHAIRMAN. Fifteen days in all?

WAH-PE-CHE-QUA. Yes, sir.

Senator CURTIS. Do you own any land here in Oklahoma?

WAH-PE-CHE-QUA. I surely must own a piece of land here.

Senator CURTIS. Have you ever sold that land to anyone?

WAH-PE-CHE-QUA. No, sir; I have not sold to anyone.

Senator CURTIS. How did you happen to go to Mexico four or five years ago?

WAH-PE-CHE-QUA. I got Mr. Bentley to help me out.

Senator CURTIS. What did you say to Bentley, and what did Bentley say to you?

WAH-PE-CHE-QUA. Mr. Bentley helped me to get a little money to see my kinsfolk at Muzquiz.

Senator CURTIS. Who suggested to you that you go to Mexico, if anyone?

WAH-PE-CHE-QUA. The old Indians were going.

Senator CURTIS. Did Mr. Bentley ever ask you to go to Mexico?

WAH-PE-CHE-QUA. No, sir.

Senator CURTIS. Did any other person than the Indians ask you to go?

WAH-PE-CHE-QUA. No, sir.

Senator CURTIS. When did you first make up your mind that you wanted to be with the other Indians and get a reservation down there?

WAH-PE-CHE-QUA. I thought if after they got down there and saw that the country was very good they would want Mr. Bentley and Mr. Fields to buy them a home so that they could be in Mexico.

Senator CURTIS. Have you ever turned your land over to Mr. Bentley?

WAH-PE-CHE-QUA. We have settled that.

Senator CURTIS. What do you mean by that?

WAH-PE-CHE-QUA. What I mean by settled is that we told him that we liked Mexico, where we could hunt and raise some stuff for our own benefit. Now, these other people—these rascals—came after us until our contract looked like they were trying to take the land away from us.

Senator CURTIS. Who do you mean by "these rascals?"

WAH-PE-CHE-QUA. Like Mr. Grimes trying to take the land; Conine was trying to take the lands away from us without our selling them to them.

Senator CURTIS. As I understand, you have never sold your lands to any person?

WAH-PE-CHE-QUA. No, sir; I have not sold the land.

Senator CURTIS. Are you now living on it?

WAH-PE-CHE-QUA. No, sir; I am staying over here.

The CHAIRMAN. Mr. Bentley, do you desire to ask any questions?

Mr. BENTLEY. Yes, sir. Do you remember the time when Okema and Pah-ko-tah came to Eagle Pass to get the money?

WAH-PE-CHE-QUA. Ten days from that day I got up and walked around a little bit.

Mr. BENTLEY. In about ten days you moved a little?

WAH-PE-CHE-QUA. Yes, sir.

Mr. BENTLEY. Before that you laid down all the time, did you not?

WAH-PE-CHE-QUA. Yes, sir.

Mr. BENTLEY. Who did you tell to go to Eagle Pass to sign for you?

WAH-PE-CHE-QUA. Okema; and then I told my wife sitting over there.

Mr. BENTLEY. Did Okema bring you back any money?

WAH-PE-CHE-QUA. Yes, sir; he brought it to me.

Mr. BENTLEY. Did you tell Okema to have all your debts paid that you owed in the store, and to everybody?

WAH-PE-CHE-QUA. Yes, sir.

Mr. BENTLEY. When you came out of Mexico this spring, in April, to come up here, where did you get the \$100 that you gave your boy to go over into Chihuahua?

WAH-PE-CHE-QUA. They had \$200 there, and I left \$100 at Eagle Pass in the bank.

Mr. BENTLEY. You had money to buy tickets for yourself and wife and children, did you?

WAH-PE-CHE-QUA. Yes, sir; to come up here.

Mr. BENTLEY. When you were in jail in Muzquiz did anybody talk to you while you were in there about the other Kickapoos selling their lands?

WAH-PE-CHE-QUAH. Every once in awhile the fellows in jail said, "Here is \$30 of your money." I never signed for anything.

Mr. BENTLEY. They wanted to pay you \$30 and wanted you to sign?

WAH-PE-CHE-QUA. Yes, sir.

Mr. BENTLEY. Now, you told the committee of being at Guajardo's house and about a sandy-haired man talking. He said he was sent there from Washington, and he had a big paper?

WAH-PE-CHE-QUA. Yes, sir.

Mr. BENTLEY. Was that the man who came out there with Thackery and Grimes at that time?

WAH-PE-CHE-QUA. Yes, sir.

Senator CURTIS. If there is any question about its being Mr. Outcelt, I will ask that Mr. Outcelt be brought in here.

Mr. EMBRY. I think Mr. Outcelt ought to be present.

The CHAIRMAN. I am willing that Mr. Outcelt should come in to be identified only.

(Mr. Outcelt was sent for.)

Mr. EMBRY. How much Washington or Government money did you get at Eagle Pass last November?

WAH-PE-CHE-QUA. Two hundred dollars.

Mr. EMBRY. Was that all you got?

WAH-PE-CHE-QUA. Yes, sir.

Mr. EMBRY. Do you not know that there was due you \$782.08 at that time?

WAH-PE-CHE-QUA. No, sir; I did not know it.

Mr. EMBRY. And \$200 was all you ever got of that Government money?

WAH-PE-CHE-QUA. Yes, sir.

Mr. EMBRY. When you were at Guajardo's house and heard this redheaded man make a speech, what kind of a looking fellow was he?

WAH-PE-CHE-QUA. He is a man about as tall as you are, but wider.

Mr. EMBRY. Did he have whiskers or mustache, or was he smooth shaven?

WAH-PE-CHE-QUA. He was smooth shaven.

Mr. EMBRY. What was the color of his hair?

WAH-PE-CHE-QUA. It was a kind of red brown.

Mr. EMBRY. Was it very red?

WAH-PE-CHE-QUA. Yes, sir.

Mr. EMBRY. Did you hear anyone call his name at that time?

WAH-PE-CHE-QUA. This interpreter, William Murdock, is a man who knows him.

Mr. EMBRY. Did you hear anyone call this redheaded man's name while you were at Guajardo's house?

WAH-PE-CHE-QUA. No, sir.

Mr. EMBRY. How many men made speeches at Guajardo's house while you were present?

WAH-PE-CHE-QUA. That redheaded fellow was the noisiest one in the bunch.

Mr. EMBRY. Did Guajardo make a speech too?

WAH-PE-CHE-QUA. Guajardo told these Indians that Conine would help them out. He said, "This man will help you out."

Mr. EMBRY. Then what did the redheaded man say as to who sent him there?

WAH-PE-CHE-QUA. He said Conine would be the proper man to look after their interest. This redheaded man said that.

Mr. EMBRY. The redheaded man told you that Conine would be a proper man to look after your interest?

WAH-PE-CHE-QUA. Yes, sir.

The CHAIRMAN. Who said that?

WAH-PE-CHE-QUA. This redheaded fellow told me that Conine would be the proper man to look after my interest.

Mr. EMBRY. Did this redheaded man make any further speech?

WAH-PE-CHE-QUA. I told him, "No; we can not accept you."

Mr. EMBRY. How many times were you at Guajardo's house?

WAH-PE-CHE-QUA. I have been there a good many times.

Mr. EMBRY. At the times they took you there and tried to get deeds from the Indians—how many times did you go?

WAH-PE-CHE-QUA. I was in jail and could not tell how many times.

Mr. EMBRY. How many times did they take you from the jail to Guajardo's house and try to get you to sign deeds?

WAH-PE-CHE-QUA. Only once.

Mr. EMBRY. What do you mean when you say Guajardo's house; do you mean the court-house or his home house, where he lives?

WAH-PE-CHE-QUA. At his home house.

Mr. EMBRY. The evening when Mr. Thackery came to the camp, who was with him?

WAH-PE-CHE-QUA. They had a dance that night when Thackery was around there.

Mr. EMBRY. What white men were with Thackery?

WAH-PE-CHE-QUA. That redheaded fellow and Mr. Grimes.

Mr. EMBRY. Were there any others?

WAH-PE-CHE-QUA. That was about all I know of.

Mr. EMBRY. Do you not know at that time that Mr. Thackery came down there to pay the Indians lease money?

WAH-PE-CHE-QUA. No, sir; he just went on by.

Mr. EMBRY. You went out and hallooed and told Thackery to leave the camp, did you not?

WAH-PE-CHE-QUA. Yes, sir. Then there were lots of guns fired over that way—there was shooting. The Mexicans said to me, "Why don't you drive those fellows away if they are not your friends." I

went over there, and they all had guns there that evening. I was sure they wanted to shoot me.

Mr. EMBRY. Mr. Thackery had no gun, had he?

WAH-PE-CHE-QUA. He had a double-barreled shotgun.

Mr. EMBRY. How close were you to Thackery?

WAH-PE-CHE-QUA. About from here to that door [indicating about 20 feet].

Mr. EMBRY. Why did you not talk to Thackery and ask him what his business was?

WAH-PE-CHE-QUA. Well, I could not talk English to him, to talk to him.

Mr. EMBRY. But you had an interpreter there at the camp; why did you not get your interpreter and talk to him?

WAH-PE-CHE-QUA. They were all busy, too; they were all dancing.

Mr. EMBRY. Mr. Bentley and Mr. Field had told you and the other Indians not to have anything to do with Mr. Thackery, had they not?

WAH-PE-CHE-QUA. No, sir; I told that myself to the Indians.

Mr. EMBRY. Who told you that Mr. Thackery was there to get the Indians' land?

WAH-PE-CHE-QUA. The way I came to find out there was a lady that came to me and said, "I want you to sign for land."

Mr. EMBRY. A lady came to you?

WAH-PE-CHE-QUA. Those people wanted me to sign—the Kickapoos to sign.

Mr. EMBRY. You did not hear Thackery say anything about wanting you to sign for land, did you?

WAH-PE-CHE-QUA. He did not tell me anything; I met him and I told Mr. Thackery and his bunch to go over to Muzquiz, that there would be nobody there to bother him, and he said, "I am not going to listen to you at all; the Government authorized me to come here, too." That redheaded fellow said that.

At this point Mr. Brown and Mr. Outcalt came into the room.

Senator CURTIS. Here are Mr. Brown and Mr. Outcalt. Which one of these men did the talking?

WAH-PE-CHE-QUA. This man was there [indicating man with red hair].

Senator CURTIS. Was that other man, who wears glasses, there [indicating Mr. Outcalt]?

WAH-PE-CHE-QUA. Yes, sir; both of them were there.

Senator CURTIS. Which one of them did the talking that you refer to?

WAH-PE-CHE-QUA. I can not identify them at all.

Senator CURTIS. You mean you do not know that either of them did the talking?

WAH-PE-CHE-QUA. Yes, sir. That one with glasses on I identify as being there.

Senator CURTIS. Which one of them did the talking at Guajardo's house at the time you referred to a little while ago?

WAH-PE-CHE-QUA. The red-head one did the talking there and the one with glasses, too.

Mr. EMBRY. Point to the one who has the glasses on.

(The witness indicated.)

Mr. EMBRY. Now point out the one who was there and did that talking.

(The witness indicated Mr. Brown.)

WAH-PE-CHE-QUA: This man [indicating Mr. Brown] was down there and had mescal, and had an interpreter to talk with the Indians. He gave the interpreter drink.

Senator CURTIS. Just answer the question as to which one of these two men did the talking; did either of them talk to you or to the Indians at Guajardo's house?

WAH-PE-CHE-QUA. This is the one [indicating].

Mr. EMBRY. Mr. Brown?

WAH-PE-CHE-QUA. Yes, sir.

Senator CURTIS. Did you hear that man with the glasses on talk any at Guajardo's house [indicating Mr. Outcalt]?

WAH-PE-CHE-QUA. He was standing by the door; he did not have anything to say.

Mr. EMBRY. How far were you from that man at the time he was standing by the door at Guajardo's house?

WAH-PE-CHE-QUA. About as far as from here to that door [indicating about 25 feet]. The door was just like that; he was standing right there.

Mr. EMBRY. How many other men were standing out by the door beside him at that time?

WAH-PE-CHE-QUA. There were several there; there were two fellows in there, Tom Smith and Ahcheche.

Mr. BENTLEY. When the payment was made at Eagle Pass who brought you the \$200?

WAH-PE-CHE-QUA. I was paralyzed then.

Mr. BENTLEY. How much money did you owe in the stores at that time, if you remember?

WAH-PE-CHE-QUA. Two hundred and some odd dollars.

Mr. BENTLEY. You understood that that was paid out of your money, did you not?

WAH-PE-CHE-QUA. He brought the certificate, but I had paid the receipt.

Mr. BENTLEY. Did not Okemah bring you another paper, a receipt from me for \$300, a little paper for the money that was in the bank at Eagle Pass?

WAH-PE-CHE-QUA. Please ask that again.

Mr. BENTLEY. Did not Okemah bring another paper showing that you had \$300 still over in the bank at Eagle Pass waiting for you?

WAH-PE-CHE-QUA. No, sir.

Mr. BENTLEY. When you came out this spring you had \$300 in the bank. Did you not understand that you had \$300 there?

WAH-PE-CHE-QUA. I did not owe anybody.

Mr. BENTLEY. I know you did not owe anybody, but when you came out at that time and signed a check under the pecan tree, do you remember touching the pen, and that Mr. Field went over to the bank and got your money and brought it over to you?

WAH-PE-CHE-QUA. That was the money he brought for me to come home on.

Mr. BENTLEY. He gave your boy \$100 of that, did he not?

WAH-PE-CHE-QUA. Yes, sir.

Mr. BENTLEY. Then how much money did Mr. Field give you after he got up there? He gave you money to buy tickets for yourself and children. Now, how much money did Mr. Field give you after he came up there?

WAH-PE-CHE-QUA. He gave me \$50 after I had bought the tickets up there.

Mr. BENTLEY. Did he give you any money after you got up there?

WAH-PE-CHE-QUA. No, sir.

Mr. EMBRY. How much altogether did Mr. Bentley or Mr. Field pay you out of that Government money?

WAH-PE-CHE-QUA. I do not understand exactly, but I know one thing—one of my children never drew anything and has not got it yet.

Mr. EMBRY. What was your child's name who did not draw anything?

WAH-PE-CHE-QUA. Her present name is No-ah-ka-quah.

Mr. EMBRY. Was any money sent you from Washington last winter? The old man, I think, brought a check to you.

WAH-PE-CHE-QUA. There was some Mexican money that came there.

Mr. EMBRY. Do you know how much it was?

WAH-PE-CHE-QUA. It was \$50, Mexican money.

Mr. BENTLEY. Do you remember that about two years ago you owed me \$50 Mexican money that I gave you at one time—that was the first time Mr. Field came down here?

WAH-PE-CHE-QUA. What is that question?

Mr. BENTLEY. Do you remember some two or three years ago, or maybe nearly three, that I let you have \$50 at one time, Mexican money?

WAH-PE-CHE-QUA. That was the only thing I lost, that child's money.

The witness was thereupon excused.

PEAH-TWY-A-TUCK (Steve Mohawk), having been first duly sworn, and his interpreter, Joe Whipple, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

PEAH-TWY-A-TUCK. I have two names.

Senator CURTIS. State both of them to the committee.

PEAH-TWY-A-TUCK. Peah-twy-a-tuck is my Indian name, and my American name is Stephen Mohawk.

Senator CURTIS. Where do you live?

PEAH-TWY-A-TUCK. I have not got any home yet.

Senator CURTIS. Do you live here in this county, or State of Oklahoma?

PEAH-TWY-A-TUCK. Yes, sir.

Senator CURTIS. How long have you lived here?

PEAH-TWY-A-TUCK. I have been here all my life; I was born here.

Senator CURTIS. Have you lived here all the time since then?

PEAH-TWY-A-TUCK. Yes, sir.

Senator CURTIS. State if you ever went down to Mexico?

PEAH-TWY-A-TUCK. Yes, sir; I have been to Mexico.

Senator CURTIS. What do you mean by saying that you have no home?

PEAH-TWY-A-TUCK. I have an allotment up here, but I have not lived on it; I have been leasing it.

Senator CURTIS. But you have always lived in this county?



PEAH-TWY-A-TUCK. Yes, sir.

Senator CURTIS. And you live here now?

PEAH-TWY-A-TUCK. Yes, sir.

Senator CURTIS. If you went to Mexico last year, with whom did you go?

PEAH-TWY-A-TUCK. I went with George Kishketon.

Senator CURTIS. When?

PEAH-TWY-A-TUCK. About the middle of the winter.

Senator CURTIS. This last winter?

PEAH-TWY-A-TUCK. Yes, sir; about this time last year.

Senator CURTIS. Who paid your way?

PEAH-TWY-A-TUCK. A white man.

Senator CURTIS. What white man was it?

PEAH-TWY-A-TUCK. A man named Jacobs.

Senator CURTIS. Did any other white men go down with you?

PEAH-TWY-A-TUCK. That was all.

Senator CURTIS. Where did you take the train?

PEAH-TWY-A-TUCK. Over the other side of Tecumseh, about 4 miles.

Senator CURTIS. How did you happen to go over there; why did you not take the train here or at Tecumseh?

PEAH-TWY-A-TUCK. The policemen were watching those depots.

Senator CURTIS. Who told you the policemen were watching the depots?

PEAH-TWY-A-TUCK. Grimes told me.

Senator CURTIS. What other white men were with Grimes when he told you the policemen were watching the depots?

PEAH-TWY-A-TUCK. That man I just named a while ago—Jacobs.

Senator CURTIS. Did they give you any money beside buying your ticket?

PEAH-TWY-A-TUCK. They did not give us any money.

Senator CURTIS. Where did you stay the night before you started for Mexico?

PEAH-TWY-A-TUCK. At Tecumseh.

Senator CURTIS. Who with?

PEAH-TWY-A-TUCK. George Kishketon.

Senator CURTIS. You did not stay at the hotel, then?

PEAH-TWY-A-TUCK. No, sir.

Senator CURTIS. Who got you to do that—what white man?

PEAH-TWY-A-TUCK. Jacobs was with us all the time, and Mr. Grimes turned back from Tecumseh.

Senator CURTIS. Why did Jacobs want you to go to Mexico and pay your way down there?

PEAH-TWY-A-TUCK. I do not know.

Senator CURTIS. Did he tell you to go down there so that he could get a deed from you for your land?

PEAH-TWY-A-TUCK. No, sir; he did not tell me.

Senator CURTIS. You told them you would not sell your land, did you not?

PEAH-TWY-A-TUCK. Yes, sir.

Senator CURTIS. When they got you down in Mexico where did they take you?

PEAH-TWY-A-TUCK. To Monclova.

Senator CURTIS. Who went with you there to Monclova?

PEAH-TWY-A-TUCK. Jacobs and Doctor Conine.

Senator CURTIS. Any other white man?

PEAH-TWY-A-TUCK. A man named Tack.

Senator CURTIS. Tack Grimes?

PEAH-TWY-A-TUCK. Yes, sir.

Senator CURTIS. Anybody else?

PEAH-TWY-A-TUCK. Then afterwards John Garrett.

Senator CURTIS. Tell us all that occurred there at Monclova, what happened, and what they did to the Indians who were with those white men.

PEAH-TWY-A-TUCK. After we went across from Eagle Pass these white fellows took charge of us.

Senator CURTIS. What did they do?

PEAH-TWY-A-TUCK. They commenced drinking whisky.

Senator CURTIS. Did you drink any?

PEAH-TWY-A-TUCK. I drank a little.

Senator CURTIS. What else occurred?

PEAH-TWY-A-TUCK. He said, "We will go up to Muzquiz now."

Senator CURTIS. Who said that?

PEAH-TWY-A-TUCK. Conine said that.

Senator CURTIS. Did you go to Muzquiz?

PEAH-TWY-A-TUCK. We started in the evening; we took a train. They paid our fares.

Senator CURTIS. Who paid your fares?

PEAH-TWY-A-TUCK. Conine paid our fares.

Senator CURTIS. What other white men were with you?

PEAH-TWY-A-TUCK. I was with Jacobs and Tack Grimes, and Tack's wife and Conine's wife were with us.

Senator CURTIS. Where did you go and what did you do?

PEAH-TWY-A-TUCK. They told us not to get off the train at Muzquiz.

Senator CURTIS. Why?

PEAH-TWY-A-TUCK. I do not know; they had us kind of under guard.

Senator CURTIS. Tell the committee what they did.

PEAH-TWY-A-TUCK. Those people carried us clear to Monclova. We were there six days.

Senator CURTIS. What were you doing?

PEAH-TWY-A-TUCK. We were not doing anything; we were just staying there.

Senator CURTIS. Did these white men get you drunk or give you anything to drink?

PEAH-TWY-A-TUCK. They got the fellows who went with us drunk. I would not accept their drink.

Senator CURTIS. What did you next do?

PEAH-TWY-A-TUCK. They told these fellows who were with me that they would have to take it afoot to get home.

Senator CURTIS. What other Indians were there?

PEAH-TWY-A-TUCK. Kishketon and Tah-pah-she.

Senator CURTIS. Who did he say would have to take it afoot?

PEAH-TWY-A-TUCK. He told those boys Kishketon and Tah-pah-she. I said, "It is too far to take them afoot." I said, "We will knock all the bottoms of our shoes out; it is too long; we can not go afoot." We were afraid of them; they were watching us. It looked like we were prisoners. Charlie Garrett came over. He commenced asking us questions; he said, "What are you going to do; are you not going

to sell your land?" I said, "No, sir; I am not going to sell my land." He said, "I will give you a little over a thousand dollars."

Senator CURTIS. Who said that to you?

PEAH-TWY-A-TUCK. Conine told me.

Senator CURTIS. Now, state what everybody said and all that occurred.

PEAH-TWY-A-TUCK. He said, "Won't you take any money at all?" And I told him "No." Then after a while they went off and made some papers; I could not tell what they were. Then they pointed out this way, some place; they said, "We will go over there." We got there, and then they pointed to another place to go, and when we got there there were two Mexicans in the house, and we went with another Mexican and saw these papers.

Senator CURTIS. What white men were there besides the Mexicans?

PEAH-TWY-A-TUCK. Doctor Conine and Jacobs. Those two were already there. He said, "We want you to touch a pen," and he told us to sign. "You are looking for a good place around here and you will stay here." Conine told us there was a large piece of land lying along here, 2 miles from here. I said, "I do not want to buy any land here in Mexico," and we did not sign. Then I went out and George Kishketon and Tah-pah-she told us the other parties wanted to see us, and we went with them. "Now," he said, "If you want to borrow this money, I will lend it to you. If you want to borrow any money, I will loan you some." I said "What for?" He said, "What are you going to do to go back home? You have no money." I said to those boys, "Well, let us borrow the money when they are willing to lend it to us, \$25," and then they gave us \$50 Mexican money, and Jacobs said to me, "I just loan you this money, and any time you want to sell your land or any time you have sold your land to somebody else, then you can pay me this money back." I took the money because it was a long way back. I do not know how they fixed the papers or anything of that kind.

Senator CURTIS. Did you sign the papers?

PEAH-TWY-A-TUCK. No, sir.

Senator CURTIS. Did you touch pen to any papers?

PEAH-TWY-A-TUCK. No, sir.

Senator CURTIS. Can you write your own name on a piece of paper?

PEAH-TWY-A-TUCK. Yes, sir; I can write it.

Senator CURTIS. Just write Stephen Mohawk on that paper.

(The witness wrote as requested.)

The CHAIRMAN. Let him write both names.

(The witness wrote as requested.)

Senator CURTIS. Can you not write it in English?

PEAH-TWY-A-TUCK. No, sir; I can not write it in English.

Senator CURTIS. Did they give you any money at that Mexican house where they wanted you to sign the papers?

PEAH-TWY-A-TUCK. They took me in the corner there and gave me that Mexican money, \$50.

Senator CURTIS. But you say you never signed for it?

PEAH-TWY-A-TUCK. No, sir.

Senator CURTIS. Did you ever intend to live in Mexico, or did you intend to stay here all the time? I will put it in this way: When Jacobs and Grimes got you to go down to Tecumseh, or a little way from Tecumseh, 4 miles, to take the train to Mexico, he, Jacobs, paid

your way, if you were going there for the purpose of living and staying in Mexico?

PEAH-TWY-A-TUCK. I did not understand it that way. I had a wife down in Mexico, and she was sick and I wanted to go down to see about her.

Senator CURTIS. You did not go there to live, then?

PEAH-TWY-A-TUCK. I liked that country pretty well and would like to live there.

Senator CURTIS. Did you go there for that purpose, or did you just go to see your wife who was sick?

PEAH-TWY-A-TUCK. No, sir; I wanted to come back.

Senator CURTIS. Is it not a fact that your wife was about to have a baby, and she had been down there with her folks, and you went down there to get her and wanted to bring her back?

PEAH-TWY-A-TUCK. Yes, sir.

Senator CURTIS. Did you bring your wife back with you?

PEAH-TWY-A-TUCK. Yes, sir; I brought her back.

Senator CURTIS. Was your wife there when they tried to get the papers signed?

PEAH-TWY-A-TUCK. No, sir.

Senator CURTIS. Did your wife touch the pen to sell the land at that time or at any other time?

PEAH-TWY-A-TUCK. No, sir; she was not there.

Senator CURTIS. All the money they ever gave you was this \$50, Mexican money, which this man Jacobs said he would loan you?

PEAH-TWY-A-TUCK. Yes, sir.

Senator CURTIS. Have you ever had any transactions with Mr. Bentley?

PEAH-TWY-A-TUCK. No, sir.

Senator CURTIS. Did Mr. Bentley ever ask you to go to Mexico?

PEAH-TWY-A-TUCK. He told me I had better go down to Mexico about four years ago. He said the Indians are all starved.

Senator CURTIS. Did he offer you any inducements or tell you what he would do for you?

PEAH-TWY-A-TUCK. No, sir.

Senator CURTIS. Have you ever had any money transactions with Mr. Bentley?

PEAH-TWY-A-TUCK. No, sir.

Mr. EMBRY. Did not Mr. Bentley tell you that that was a good country down there for Indians when he wanted you to go to Mexico?

PEAH-TWY-A-TUCK. No, sir.

Mr. EMBRY. What did Mr. Bentley say to you when he spoke to you about going to Mexico?

PEAH-TWY-A-TUCK. I just went myself. I followed the other Indians.

Mr. EMBRY. Then Mr. Bentley did not ask you to go at all?

PEAH-TWY-A-TUCK. No, sir; Mr. Bentley never told me to go. I just went of my own accord.

Mr. EMBRY. Is it not a fact that Mr. Thackery was your guardian when they ran you off to Mexico to get that deed?

PEAH-TWY-A-TUCK. Yes, sir.

Mr. EMBRY. Do you know that Thackery was trying to keep you Indians from going to Mexico at that time and selling your lands, and that was the reason they took you down below Tecumseh to put you on the train?

PEAH-TWY-A-TUCK. I guess that is what it was done for.

Mr. EMBRY. Thackery was the fellow you were dodging when you went up there with Jacobs and those fellows, was he not?

PEAH-TWY-A-TUCK. I guess that is what we ran off for.

Mr. EMBRY. They took you and this other Indian Tah-pah-she and kept you in an old house in Tecumseh all night, did they not?

PEAH-TWY-A-TUCK. Yes, sir.

Mr. EMBRY. The house had no fire in it, had it?

PEAH-TWY-A-TUCK. No, sir.

Mr. EMBRY. And they locked you up while there until just before daylight?

PEAH-TWY-A-TUCK. Yes, sir.

Mr. EMBRY. And then they put you in a hack and drove you away down below Tecumseh and put you on the train to keep Mr. Thackery from seeing you?

PEAH-TWY-A-TUCK. Yes, sir. In the hack or buggy.

Mr. EMBRY. Who was the fellow that drove you out that morning?

PEAH-TWY-A-TUCK. I do not know.

Mr. EMBRY. Do you know Jim Gill, of Potawatomie; that is a white man who worked in the trader's store? They called him Jim Gill, some of those Indians do.

PEAH-TWY-A-TUCK. It might have been him. He talked a little Indian.

Mr. EMBRY. And a little Potawatomie, does he not?

PEAH-TWY-A-TUCK. That must be him.

Mr. EMBRY. Where did you first meet the fellow that drove you out that morning?

PEAH-TWY-A-TUCK. That was the first time I had seen him there.

Mr. EMBRY. Did you learn afterwards he was deputy probate clerk for the judge's office here at the time he ran you and those Indians off?

PEAH-TWY-A-TUCK. No, sir; I did not know that.

The CHAIRMAN. Is Jim Gill a white man?

Mr. EMBRY. Yes, sir.

Mr. EMBRY. Now, state who took you to that house; who was with you when you went to that house, Jim Jacobs?

PEAH-TWY-A-TUCK. Yes, sir.

Mr. EMBRY. What other white man?

PEAH-TWY-A-TUCK. He was the only one, Jacobs.

Mr. BENTLEY. What kind of business did that man who took you down there that morning use to be in? Did he not use to be a marshal here five or six years ago?

PEAH-TWY-A-TUCK. I saw that fellow that took us down to the train.

Mr. BENTLEY. You had never seen him before?

PEAH-TWY-A-TUCK. No, sir.

Mr. BENTLEY. I mean the man who took you and put you in the house?

PEAH-TWY-A-TUCK. I do not know.

Mr. BENTLEY. Do you not think that man was a sheriff or marshal who took you down there and put you in the house, and took you away?

PEAH-TWY-A-TUCK. No, sir.

Mr. BENTLEY. Was that the time they took Kah-hah-no-peah down?

PEAH-TWY-A-TUCK. No, sir.  
The witness was thereupon excused.

WILLIAM MURDOCK, having been first duly sworn, testified as follows:

Senator CURTIS. What is your name?

WILLIAM MURDOCK. William Murdock.

Senator CURTIS. Where do you live?

WILLIAM MURDOCK. I live right here, about 12 miles out.

Senator CURTIS. Do you own a farm here in this county?

WILLIAM MURDOCK. Yes, sir; I used to own it.

Senator CURTIS. Were you born in this county?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. What school did you attend?

WILLIAM MURDOCK. Carlisle, Pa.

Senator CURTIS. Were you in the Army?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Did you go to the Philippine Islands?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. How long were you in the Army?

WILLIAM MURDOCK. Three years.

Senator CURTIS. Where were you last year, 1906?

WILLIAM MURDOCK. I was in Mexico.

Senator CURTIS. What time did you go to Mexico?

WILLIAM MURDOCK. I can not remember that.

Senator CURTIS. Well, about what month?

WILLIAM MURDOCK. About March, I think.

Senator CURTIS. With whom did you go?

WILLIAM MURDOCK. Effie Douglass.

Senator CURTIS. Who else?

WILLIAM MURDOCK. Nobody else.

Senator CURTIS. Just you two went?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. After you were down there for a short time did you meet Grimes on this place, and Mr. Chapman and Mr. Brown?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. And Cal Moore?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Did you meet Doctor Conine down there?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Did you meet John Garrett and Mr. Jacobs down there?

WILLIAM MURDOCK. No, sir.

Senator CURTIS. You say you met those first-named gentlemen. Did you do any business for them down there in the way of acting as interpreter for them?

WILLIAM MURDOCK. Yes, sir; a little.

Senator CURTIS. When was it that you did that work for them?

WILLIAM MURDOCK. It was at Eagle Pass.

Senator CURTIS. Did you do any work for them over at Muzquiz?

WILLIAM MURDOCK. I was interpreter for them at Muzquiz.

Senator CURTIS. Do you remember their being there and taking several buggy loads of Indians from Muzquiz over to Eagle Pass from

the Indian camp? I am referring to Grimes, Conine, and Chapman and those people at the time your mother went over.

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Did you go along?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Did you act as interpreter at that time?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Who paid you for your work as interpreter down there for the Grimes, Conine, Chapman people?

WILLIAM MURDOCK. They never paid me.

Senator CURTIS. Who paid the expenses?

WILLIAM MURDOCK. Grimes.

Senator CURTIS. Now, tell how you people went over from the camp—tell us all about it in your own way, how many coaches there were, and whether you were drunk or sober?

WILLIAM MURDOCK. I was drunk and did not know what I was doing.

Senator CURTIS. You remember you went over with those people, do you not?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. When did these people first come over to the camp? I mean before you started over to Eagle Pass that morning you are talking about. Did they come out the night before?

WILLIAM MURDOCK. I do not understand you.

Senator CURTIS. Did they come out there the night before you started for Eagle Pass when you took your mother over? Rachel Kirk went over, did she not?

WILLIAM MURDOCK. No, sir; she was not there that time, Rachel Kirk.

Senator CURTIS. The time your mother went over, how many of you did they have drunk at that time, and who furnished the whisky or mescal?

WILLIAM MURDOCK. Grimes.

Senator CURTIS. Grimes furnished the whisky?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. How many did they have drunk?

WILLIAM MURDOCK. A good many of them.

Senator CURTIS. Were Peckkeahpeah and Ahtenyuck, her man, there?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Were they both drunk?

WILLIAM MURDOCK. Yes, sir; they were drunk.

Senator CURTIS. Tell us what you remember of it; where they took you when you went to Eagle Pass and where they put you, and all about it.

WILLIAM MURDOCK. They put us on the train and took us over to Eagle Pass.

Senator CURTIS. Where did you take the train?

WILLIAM MURDOCK. At Muzquiz.

Senator CURTIS. Where did you go, to Eagle Pass?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. After you reached Eagle Pass, where did you go?

WILLIAM MURDOCK. I went right back.

Senator CURTIS. How long were you in Eagle Pass?

WILLIAM MURDOCK. Three days.

Senator CURTIS. Where did they keep you?

WILLIAM MURDOCK. They kept us in the wagon yard.

Senator CURTIS. Were there any deeds executed while you were there by anybody on that trip?

WILLIAM MURDOCK. The white fellows were there.

Senator CURTIS. Which white fellows?

WILLIAM MURDOCK. Grimes and Johnson.

Senator CURTIS. Who else?

WILLIAM MURDOCK. Al Brown and Chapman.

Senator CURTIS. Was Cal Moore there?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Who else?

WILLIAM MURDOCK. Grimes.

Senator CURTIS. While you were in this wagon yard who gave you food to eat?

WILLIAM MURDOCK. Grimes did.

Senator CURTIS. Was any whisky or mescal furnished the Indians while they were there?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. What condition did they keep them in—drunk or sober?

WILLIAM MURDOCK. Drunk.

Senator CURTIS. And you were there three days?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. And then what did you do after you had been there three days?

WILLIAM MURDOCK. I went back to the camp at Muzquiz.

Senator CURTIS. While you were there at that time did you interpret for anybody to sign any deeds in Eagle Pass?

WILLIAM MURDOCK. I did for Pah-pah-me-na-ko-che.

Senator CURTIS. Are you sure it was that time or later; just state what you know about it or what you remember about it?

WILLIAM MURDOCK. Peah-twy-a-tuck was one.

Senator CURTIS. What notary did you go before? You went in the First National Bank, did you not?

WILLIAM MURDOCK. Yes, sir; the First National Bank.

Senator CURTIS. Was not the deed made down in the wagon yard?

WILLIAM MURDOCK. No, sir; at the First National Bank.

Senator CURTIS. How much money was paid there?

WILLIAM MURDOCK. I do not know how much they paid.

Senator CURTIS. Were you drunk?

WILLIAM MURDOCK. A little.

Senator CURTIS. You were drunk, then?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Do you know Pah-pah-me-na-ko-che?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Do you remember of any white men being after him to get a deed from him?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Who were they?

WILLIAM MURDOCK. Grimes, Al Brown, and Conine.

Senator CURTIS. Was any one else along?

WILLIAM MURDOCK. Yes, sir; Mr. Bentley.

Senator CURTIS. This man here, Mr. Bentley?



WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Who else?

WILLIAM MURDOCK. That was all?

Senator CURTIS. That is all you know, is it?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Was Mr. Bentley there with the other men, or was he there on the outside?

WILLIAM MURDOCK. He was on the outside.

Senator CURTIS. Do you remember where these men first met this Indian at the time they got the deed from him; was he at Barroteran or Sabinas?

WILLIAM MURDOCK. He was at Barroteran.

Senator CURTIS. State what occurred. Did they not have him arrested there by the Mexican authorities?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. And they put him in a car, did they not?

WILLIAM MURDOCK. Yes, sir; they put him in a car.

Senator CURTIS. Did they chain him to the seat?

WILLIAM MURDOCK. No, sir.

Senator CURTIS. Who had charge of him in the car?

WILLIAM MURDOCK. Grimes.

Senator CURTIS. Who else?

WILLIAM MURDOCK. Al. Brown.

Senator CURTIS. What did they say to him, and where did they put him in the car?

WILLIAM MURDOCK. In the last car.

Senator CURTIS. Was it in the Pullman car?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Did they have him in the stateroom in the car?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. They had him in that little stateroom?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Did you act as interpreter for them?

WILLIAM MURDOCK. Yes, sir; I was in Eagle Pass and they came in there.

Senator CURTIS. They brought him to Eagle Pass?

WILLIAM MURDOCK. Yes, sir; I was there.

Senator CURTIS. What did they do to this man, if you know?

WILLIAM MURDOCK. They made him sign a deed.

Senator CURTIS. What did you tell the man when he signed the deed?

WILLIAM MURDOCK. I told him what those fellows told me.

Senator CURTIS. You told him what the fellows told you to tell him?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. How many pieces of land did you tell him he was selling?

WILLIAM MURDOCK. One piece.

Senator CURTIS. Which piece was it, if you remember?

WILLIAM MURDOCK. His own piece.

Senator CURTIS. Did you know at that time that that deed contained seven different pieces of land?

WILLIAM MURDOCK. No, sir.

Senator CURTIS. Did you tell that Indian he was executing a deed for seven pieces of land?

WILLIAM MURDOCK. No, sir.

Senator CURTIS. Did you tell him he was executing a deed for more than one piece of land?

WILLIAM MURDOCK. No, sir.

Senator CURTIS. You told him he was only executing a deed for one piece?

WILLIAM MURDOCK. I told him one piece.

Senator CURTIS. And no more?

WILLIAM MURDOCK. And no more.

Senator CURTIS. How much money did they pay him?

WILLIAM MURDOCK. I think they paid him \$4,000.

Senator CURTIS. Mexican money?

WILLIAM MURDOCK. I do not know; I did not see him when he got the money.

Senator CURTIS. What was his condition at that time? Was he drunk or sober?

WILLIAM MURDOCK. He was sober.

Senator CURTIS. What was your condition?

WILLIAM MURDOCK. I was drunk.

Senator CURTIS. Those men kept you drunk all the time, did they not?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Did they say anything to you afterwards about having secured seven pieces of land from this old man?

WILLIAM MURDOCK. No, sir.

Senator CURTIS. How did they come to get your mother to sign a deed to the land? Did not your mother give them a deed, and were you not present when she did that?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. What did they say to her or do to her to get her to make the deed?

WILLIAM MURDOCK. They told her if she did not sign the deed they would put her in prison.

Senator CURTIS. What did they say to this old man they had been talking to before, Pah-pah-me-na-ko-the?

WILLIAM MURDOCK. They told him the same thing.

Senator CURTIS. What did he do when he was making the deed? Did he try to get away from them?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Whom did he want to go to?

WILLIAM MURDOCK. Mr. Bentley.

Senator CURTIS. He wanted to go to Mr. Bentley, did he?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. But they would not let him go, would they?

WILLIAM MURDOCK. No, sir.

Senator CURTIS. Would they let Mr. Bentley in the bank?

WILLIAM MURDOCK. Which bank?

Senator CURTIS. The First National Bank, where they had this old Indian?

WILLIAM MURDOCK. No, sir.

Senator CURTIS. They would not let him in there?

WILLIAM MURDOCK. No, sir.

Senator CURTIS. Did they have guns and pistols—did Grimes and Conine have guns and pistols?

WILLIAM MURDOCK. I do not know; I did not see any pistols.

Senator CURTIS. Did they not nearly have a fight out in the street when this old Indian was trying to get to Mr. Bentley?

WILLIAM MURDOCK. I do not know; I was behind the house.

Senator CURTIS. They told your mother when they got the deed from her that they would put her in jail if she did not sign?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Did you interpret for her?

WILLIAM MURDOCK. A little.

Senator CURTIS. What other Indian acted as interpreter?

WILLIAM MURDOCK. Mack Johnson.

Senator CURTIS. Did you sign as witness to your mother's deed, or did Mack Johnson sign it, if you remember?

WILLIAM MURDOCK. No, sir; I do not remember.

Senator CURTIS. How much money did they pay your mother?

WILLIAM MURDOCK. Two thousand dollars.

Senator CURTIS. How much was her land worth?

WILLIAM MURDOCK. I do not know.

Senator CURTIS. Have you no idea?

WILLIAM MURDOCK. No, sir.

Senator CURTIS. Do you not know that it is one of the best pieces of land in this whole country?

WILLIAM MURDOCK. No, sir.

Senator CURTIS. Did they give your mother Mexican money or American money?

WILLIAM MURDOCK. I did not see her when she got the money.

Senator CURTIS. Did you see her when she signed the deed?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Who was in the bank when she signed the deed, or was it signed in the wagon yard?

WILLIAM MURDOCK. Grimes.

Senator CURTIS. Was it signed at the bank or in the wagon yard?

WILLIAM MURDOCK. In the bank.

Senator CURTIS. Who told her she would be arrested if she did not sign the deed, or who told you to tell her?

WILLIAM MURDOCK. Grimes.

Senator CURTIS. Which Grimes do you mean, L. C. or Tack?

WILLIAM MURDOCK. L. C.

Senator CURTIS. What was Cal Moore doing there?

WILLIAM MURDOCK. He was carrying the boys whisky.

Senator CURTIS. Did he have a gun?

WILLIAM MURDOCK. I do not know.

Senator CURTIS. How long did they keep your mother in the wagon yard?

WILLIAM MURDOCK. It was two or three days.

Senator CURTIS. Did you see any other Indians sign deeds there at Eagle Pass?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. What was their condition when they signed; were they drunk or sober?

WILLIAM MURDOCK. Some were drunk and some were not.

Senator CURTIS. What inducements did they hold out to them to sign? How did they coax them to sign? What promises did they make?

WILLIAM MURDOCK. The rest of the time I was not there. Mack Johnson was there.

Senator CURTIS. Did you only see the two deeds signed, your mother's and this other Indian's, or how many deeds do you remember seeing signed there?

WILLIAM MURDOCK. Peah-twy-a-tuck's was one and my mother's—about a dozen.

Senator CURTIS. You saw about a dozen signed there?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Was the money paid there in your presence to those half dozen or dozen that you saw sign?

WILLIAM MURDOCK. They received checks.

Senator CURTIS. Was the description of the land read off to them in each case, or were they simply told that they were selling their land?

WILLIAM MURDOCK. They had a description list.

Senator CURTIS. I know; but when they asked your mother to sign that deed did they say, "You are selling the NE.  $\frac{1}{4}$  or SE. section of so and so?"

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Who said that to her?

WILLIAM MURDOCK. A man named Douglass.

Senator CURTIS. Did he say it to her through an interpreter, and if so, what did the interpreter say to her? Do you know whether the interpreter told her what Douglass said, or not?

WILLIAM MURDOCK. No, sir.

Senator CURTIS. She did not know the description of her land, did she?

WILLIAM MURDOCK. No, sir.

Senator CURTIS. And you do not know the description of it, do you?

WILLIAM MURDOCK. No, sir.

Senator CURTIS. Did you sell your land down there?

WILLIAM MURDOCK. No, sir.

Senator CURTIS. Do you now live in Mexico and make that your home, or has not this always been your home?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Did you ever go to Mexico with the intention of living there?

WILLIAM MURDOCK. No, sir.

Senator CURTIS. Who got you to go down to Mexico?

WILLIAM MURDOCK. Mr. Bentley.

Senator CURTIS. When?

WILLIAM MURDOCK. Two years ago.

Senator CURTIS. What did he say to you to get you to go to Mexico?

WILLIAM MURDOCK. He said it was a good place for me to go there and live.

Senator CURTIS. Did you sell him your land?

WILLIAM MURDOCK. No, sir.

Senator CURTIS. Did he ask you to sell it to him?

WILLIAM MURDOCK. No, sir.

Senator CURTIS. Did he ever offer to take it from you?

WILLIAM MURDOCK. No, sir.

Senator CURTIS. Did he ever ask you to deed it to him?

WILLIAM MURDOCK. No, sir.

Senator CURTIS. What else did he say to you about going down there besides that it would be a good place to live?

WILLIAM MURDOCK. He told me he wanted me to interpret for him.

Senator CURTIS. Did you go with him then?

WILLIAM MURDOCK. No, sir; I was going by myself.

Senator CURTIS. When did you go down there the last time?

WILLIAM MURDOCK. I never went there again.

Senator CURTIS. You do not want to go again, do you?

WILLIAM MURDOCK. No, sir.

Senator CURTIS. Did you have any trouble with Mr. Bentley out there at the camp?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. What was the occasion of it?

WILLIAM MURDOCK. About signing the paper.

Senator CURTIS. What paper?

WILLIAM MURDOCK. I do not know what it was.

Senator CURTIS. You were drunk that night, were you not?

WILLIAM MURDOCK. No, sir.

Senator CURTIS. Had you not been drinking?

WILLIAM MURDOCK. No, sir.

Senator CURTIS. You were then acting as interpreter for these other people, were you not?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. You were acting as interpreter for Grimes and Conine and those people, were you not?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. When you went out there what did you say to Mr. Bentley?

WILLIAM MURDOCK. I did not say anything.

Senator CURTIS. You tried to keep the people from signing the paper that he had there, which was to state whether or not they wanted to live in Mexico. You told them not to sign, did you not?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. What did he say to the people there in your presence?

WILLIAM MURDOCK. Who?

Senator CURTIS. Mr. Bentley.

WILLIAM MURDOCK. He did not say anything to them.

Senator CURTIS. Then what trouble did you have? Is this not what he said, "All you Indians that want to stay in Mexico sign this paper here, and all of you who want to go back to Oklahoma need not sign." Is not that what he said?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Is not that what he said to the Indians there?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Then what did you and he have the trouble about? Did you have any words or fuss or fight with him?

WILLIAM MURDOCK. No, sir.

Senator CURTIS. You did not?

WILLIAM MURDOCK. No, sir.

Senator CURTIS. You did not sign that paper that he had there that night, did you?

WILLIAM MURDOCK. Yes, sir; I signed the paper.

Senator CURTIS. You signed the paper to stay there, did you?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Now, whom did you sell your land to?

WILLIAM MURDOCK. Russell Johnson.

Senator CURTIS. How much did he give you for it?

WILLIAM MURDOCK. Seventeen hundred dollars.

Senator CURTIS. Where did he pay you?

WILLIAM MURDOCK. At Eagle Pass.

Senator CURTIS. Did you sign any deed at Eagle Pass?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. How long after you signed the deed was it before you started back to your home?

WILLIAM MURDOCK. Two months afterwards.

Senator CURTIS. At that time your home was in Shawnee, was it not, and he knew it, did he not?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Do you know how much your land is worth?

WILLIAM MURDOCK. No, sir.

Senator CURTIS. Do you know the description of your land or the price of it?

WILLIAM MURDOCK. No, sir; some of it.

Senator CURTIS. Do you know the numbers of it?

WILLIAM MURDOCK. No, sir.

Senator CURTIS. Did they read the number to you when you signed your name?

WILLIAM MURDOCK. No, sir.

Senator CURTIS. You say they did not?

WILLIAM MURDOCK. No, sir.

Senator CURTIS. Did anybody read the deed to you or did you just sign what they said was a deed?

WILLIAM MURDOCK. Yes, sir; I just signed.

Senator CURTIS. How much was your land worth; do you know?

WILLIAM MURDOCK. No, sir; \$1,700 is all I know.

Senator CURTIS. That is what they gave you for it, is it?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Did they try to get you to go down there afterwards to interpret at the time they had Tony Alexander, and were trying to get the Indians to sign deeds later on?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. The time they took Joe Whipple down there?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. And you refused to go, did you not?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Why did you refuse to go?

WILLIAM MURDOCK. Because I did not want to go.

Senator CURTIS. You did not want to? Is this not the reason you did not want to go, because these men were plying you and every other interpreter and all the Indians there with whisky and mescal and trying to rob them of their land? Is not that why you did not go?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. They tried hard to get you to go down, did they not?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. But you told them you would not go?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Did they not try to get you to take an Indian girl down there, Py-u-ka—you had her at the depot, did you not?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. You had the tickets bought, did you not?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Who furnished the money?

WILLIAM MURDOCK. Grimes.

Senator CURTIS. How did you come to turn back?

WILLIAM MURDOCK. I did not want to go.

Senator CURTIS. How much did Grimes agree to give you to take that Indian girl down there?

WILLIAM MURDOCK. I do not know.

Senator CURTIS. What did you do with those tickets; turn them back to Grimes or did you keep them?

WILLIAM MURDOCK. We did not touch them.

Senator CURTIS. Who bought the tickets, Grimes?

WILLIAM MURDOCK. Grimes.

Senator CURTIS. Why did he want that Indian girl to go down there?

WILLIAM MURDOCK. To buy that land.

Senator CURTIS. They have got a deed to her land, have they not?

WILLIAM MURDOCK. That is what he said.

Senator CURTIS. Now, they wanted her to go down to execute another deed, did they not?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Is not that what they said to you, that they wanted her to go down to execute a deed?

WILLIAM MURDOCK. They just wanted to take that girl over there to see her mother.

Senator CURTIS. But they told you when they got her there they would get a deed from her did they not?

WILLIAM MURDOCK. I would not let the girl go there.

Senator CURTIS. Did they try to get you to get other boys and girls to go down there?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. Who else did they ask you to take down there, and who asked you to do it?

WILLIAM MURDOCK. Kishketon.

Senator CURTIS. They wanted you to take Kishketon down there?

WILLIAM MURDOCK. No, sir.

Senator CURTIS. Kishketon asked you to take the others, did he?

WILLIAM MURDOCK. Yes, sir.

Senator CURTIS. But I mean what white man asked you—Grimes?

WILLIAM MURDOCK. Grimes, Alexander, and Chapman.

Senator CURTIS. What Indians did they try to get you to take down?

WILLIAM MURDOCK. That girl.

Senator CURTIS. Any others?

WILLIAM MURDOCK. No, sir.

Mr. BENTLEY. Do you remember the first time you went to Mexico?

WILLIAM MURDOCK. Yes, sir.

Mr. BENTLEY. You were in jail over at Tecumseh a day or two before you went, were you not?

WILLIAM MURDOCK. Yes, sir.

Mr. BENTLEY. Did I not give bond to get you out of jail?

WILLIAM MURDOCK. Yes, sir.

Mr. BENTLEY. Did you not ask me to help you to get away from this trouble here?

WILLIAM MURDOCK. Yes, sir.

Mr. EMBRY. What was that trouble you refer to that you had down at the camp with Mr. Bentley?

WILLIAM MURDOCK. About the paper.

Mr. EMBRY. What did you say to him?

WILLIAM MURDOCK. I asked him what it was.

Mr. EMBRY. What did he say?

WILLIAM MURDOCK. He said it was some application to get payment.

Mr. EMBRY. Then what was said?

WILLIAM MURDOCK. That was all that was said.

Mr. EMBRY. Did you sign it?

WILLIAM MURDOCK. Yes, sir.

Mr. EMBRY. Why did you refer to that as "having trouble?" What do you mean; are you afraid of Mr. Bentley?

WILLIAM MURDOCK. No, sir.

Mr. EMBRY. What did you mean when you said you had had trouble with him?

WILLIAM MURDOCK. I was afraid of the Mexicans.

Mr. EMBRY. What were you afraid the Mexicans would do?

WILLIAM MURDOCK. I was afraid they might put me in prison.

Mr. EMBRY. Who would cause the Mexicans to put you in prison?

WILLIAM MURDOCK. Mr. Bentley.

Mr. EMBRY. Did Mr. Bentley say he would?

WILLIAM MURDOCK. He had the Mexican marshal with him.

Mr. EMBRY. How many did he have with him?

WILLIAM MURDOCK. Three.

Mr. EMBRY. Did he tell you then he would have you put in prison if you did not sign that paper?

WILLIAM MURDOCK. He acted like it.

Mr. EMBRY. How many other Indians were present there at the time?

WILLIAM MURDOCK. I was not there at the time they arrested them, but three of them.

Mr. EMBRY. Did they sign, too?

WILLIAM MURDOCK. No, sir.

Mr. EMBRY. None signed but you?

WILLIAM MURDOCK. No, sir.

Mr. EMBRY. Was Mr. Bentley in the habit of bringing Mexican marshals down there when he wanted the Indians to sign papers?

WILLIAM MURDOCK. I do not know.



Mr. EMBRY. How often did you see him bring Mexican marshals down there when he wanted the Indians to sign papers?

WILLIAM MURDOCK. Pretty nearly every day.

Mr. EMBRY. How long were you down at the Indian camp?

WILLIAM MURDOCK. I was there a year.

Mr. EMBRY. And when Mr. Bentley wanted the Indians to sign papers would he have Mexican marshals come down there?

WILLIAM MURDOCK. Yes, sir.

Mr. EMBRY. How many would come at a time?

WILLIAM MURDOCK. Two or three at a time.

Mr. EMBRY. Were the Indians afraid of Mr. Bentley and those marshals when the marshals were there?

WILLIAM MURDOCK. Yes, sir.

Mr. EMBRY. Was that the reason they signed the papers for Mr. Bentley when he wanted them to?

WILLIAM MURDOCK. Yes, sir.

Mr. EMBRY. Was that your understanding during that year you were down there, that they were afraid of Mr. Bentley when he would bring those marshals down there, and they would sign papers for him?

WILLIAM MURDOCK. Yes, sir.

Mr. BENTLEY. Now, do you not know that no marshal ever had anything to do with any Indian signing? There was no marshal around there for any such purpose. Do you not know that? Do you not know we had those marshals there to keep Grimes and Conine and those drunken fellows from shooting up the Indians and for the purpose of keeping peace in the camp? I want you to tell the truth.

Senator CURTIS. Tell it right out. We want to know all the facts.

Mr. THACKERY. Tell all about it, Willie.

Mr. BENTLEY. Nobody is going to hurt you. Go ahead and tell the facts.

WILLIAM MURDOCK. What was it you said?

Mr. BENTLEY. You know that we only had one policeman there, do you not?

WILLIAM MURDOCK. You had two there.

Mr. BENTLEY. Who was the other one—do you mean old man Guerra?

WILLIAM MURDOCK. Yes, sir.

Mr. BENTLEY. That man is no marshal. Do you not know that he is the man who drove my buggy and took care of my team? What made you think he was a marshal? Do not be afraid to answer. I will ask you another question. Is it not a fact that you had been over to Thackery's office and signed a lot of papers over there, and you were afraid what you say now will contradict those papers? Is that not a fact?

WILLIAM MURDOCK. No, sir.

Mr. BENTLEY. Mr. Thackery, has he signed any affidavit at your office?

Mr. THACKERY. No, sir.

Mr. BENTLEY. Is this not a fact, that as to those papers to draw money from Washington, you came to me and wanted to sign that paper, did you not?

WILLIAM MURDOCK. Yes, sir.

Mr. BENTLEY. Did not every Indian that you know there want to sign those papers, but did they not wait around there until I got them filled out there so they could sign?

WILLIAM MURDOCK. A good many of them did not want to sign there.

Mr. BENTLEY. If they did not want to sign, they did not do it, did they?

WILLIAM MURDOCK. Very few signed it.

Mr. BENTLEY. You signed it, did you not?

WILLIAM MURDOCK. Yes, sir, of course; I had to.

Mr. BENTLEY. Why did you have to?

WILLIAM MURDOCK. I did not want to get in prison.

Mr. BENTLEY. So you do not know, then, that there was but one policeman there; you testified about two policemen?

WILLIAM MURDOCK. Yes, sir.

Mr. BENTLEY. And one of those that you call a policeman was the old man that drove my buggy?

WILLIAM MURDOCK. I thought he was a policeman.

Mr. BENTLEY. Do you not know when that policeman was there at our camp that there was lots of whisky in the camp every night, and people were drinking and sometimes shooting around there?

WILLIAM MURDOCK. No, sir.

The witness was thereupon excused.

PAH-PAH-MEN-A-KO-THE, having been first duly sworn, and his interpreter, Joe Whipple, having been similarly sworn, testified as follows:

Senator CURTIS. State your name to the committee.

PAH-PAH-MEN-A-KO-THE. Pah-pah-men-a-ko-the.

Senator CURTIS. Are you a member of the Kicking Kickapoo tribe of Indians?

PAH-PAH-MEN-A-KO-THE. Yes, sir.

Senator CURTIS. Where do you live?

PAH-PAH-MEN-A-KO-THE. At Nacimiento, Mexico.

Senator CURTIS. How long have you lived there?

PAH-PAH-MEN-A-KO-THE. About four years.

Senator CURTIS. How did you happen to go to Mexico?

PAH-PAH-MEN-A-KO-THE. The Kickapoos moved down there, and I just followed them up.

Senator CURTIS. Did Mr. Bentley ask you to go?

PAH-PAH-MEN-A-KO-THE. No, sir.

Senator CURTIS. Do you own any land up here in Oklahoma?

PAH-PAH-MEN-A-KO-THE. Yes, sir; around here close.

Senator CURTIS. How much do you own?

PAH-PAH-MEN-A-KO-THE. Eighty acres.

Senator CURTIS. Do you own any interest in any other inherited land?

PAH-PAH-MEN-A-KO-THE. Yes, sir; four.

Senator CURTIS. Four inherited pieces?

PAH-PAH-MEN-A-KO-THE. Yes, sir.

Senator CURTIS. Do you own any interest in any more, making seven in all?

PAH-PAH-MEN-A-KO-THE. That is all I know of.

Senator CURTIS. Those five are all you know of?

PAH-PAH-MEN-A-KO-THE. Yes, sir.

Senator CURTIS. While you were down in Mexico you became acquainted with Mr. L. C. Grimes and Doctor Conine, did you not?

PAH-PAH-MEN-A-KO-THE. Yes, sir.

Senator CURTIS. And Al. Brown and Cal. Moore?

PAH-PAH-MEN-A-KO-THE. Yes, sir.

Senator CURTIS. And Russell Johnson?

PAH-PAH-MEN-A-KO-THE. Yes, sir.

Senator CURTIS. Do you know Mr. Chapman?

PAH-PAH-MEN-A-KO-THE. I must have seen him some place, but I do not know him.

Senator CURTIS. I just want you to name those that you know. Did you see Grimes and Doctor Conine and those men down in Mexico last summer a year ago?

PAH-PAH-MEN-A-KO-THE. Yes, sir.

Senator CURTIS. Did you have any business dealings with them?

PAH-PAH-MEN-A-KO-THE. Yes, sir. They were trying to deal with the Indians.

Senator CURTIS. How did you go to Las Esperanzas with Grimes and Brown the time you got there early in the morning?

PAH-PAH-MEN-A-KO-THE. The first time we commenced to make a deal with them they commenced getting drunk that night. Then we got in a hack.

Senator CURTIS. Who was in the hack?

PAH-PAH-MEN-A-KO-THE. I was, with Wah-the-to, a Mexican Kickapoo up there.

Senator CURTIS. What white men were there?

PAH-PAH-MEN-A-KO-THE. Grimes.

Senator CURTIS. Were there any other white men?

PAH-PAH-MEN-A-KO-THE. Conine, who had those glasses on.

Senator CURTIS. State what occurred; what did they do with you when they got you in the coaches?

PAH-PAH-MEN-A-KO-THE. We got to Las Esperanzas and then slept in box cars.

Senator CURTIS. Who slept with them?

PAH-PAH-MEN-A-KO-THE. These seven fellows. Then we started from there to Barrateoran, and got there. Then we were going to get on the train again.

Senator CURTIS. Did you drink any on the train going up to Barrateoran?

PAH-PAH-MEN-A-KO-THE. No, sir; we never drank that day. We got there that day at Barratoran and we were going to get into another car; that is, to change cars. Then I saw Mr. Bentley there. Mr. Bentley asked me, "Where are you going?" I said, "I am going to Eagle Pass." He said, "Where are you going after that?" I said I was just going to go over there to see the people over at Eagle Pass. He said, "No; you must go back;" and then I went back. That is the way I did.

Senator CURTIS. Is that all that occurred?

PAH-PAH-MEN-A-KO-THE. Then afterwards they drank lots of whisky all night, and they got dead drunk, and then in the morning I drank a little. Roman Galan's son came there and said, "Mr. Field wants to see you." I said, "Wait," and then he came again. He

said, "They want you right away," and I said, "Well, I will go after a while, pretty soon; I am going to eat first." Then he came again and said, "He wants you to go right away." Then he went and Roman was there. He said, "We will go over there where they butcher beeves." He said, "Where are you going?" I said to Sabinas; I said I did not want to go. Then I went with him afoot.

Senator CURTIS. You went with him to Sabinas?

PAH-PAH-MEN-A-KO-THE. Yes, sir; then we got to where they kill the beeves, and there was a hack there, and he said to get into this hack. I said, "No; I do not want to get into that hack." Roman told him to hurry up and get in. Then I got in, and we went due north from there. Then I was from the creek again. Then I went on that Sabinas road. It was pretty nearly evening when we got there. We ate there afterwards with Mr. Field. I said, "Wait, I want to go to the closet," and started out this way from there. Pretty soon there was a Mexican who whistled at me. He still stayed there. There were two of them coming right toward me. He said, "Where is your friend?"

Senator CURTIS. Who said that?

PAH-PAH-MEN-A-KO-THE. This Mexican said that. They were Mexican policemen. I said they were over there at the hotel. I had just come out from there. He said, "All right." Then there were two more policemen who came. Those two last ones came up and told this last policeman that came up to take them along, and they carried me away, and walked side by side of me—I was in the middle, arrested—and they threw me in prison. I was there all the time until daylight and I was there all day again, and the sun got right about like it is now and I was getting hungry, and I bought some grub to eat. After the sun got here [indicating] they brought a piece of paper to me and said, "You killed an Indian;" his name was Chahkosot. I said, "No; I have not killed anybody yet." Then they said they were going to take me to Monclova. They said, "You are going to be hung." At sundown these policemen came and the marshal had handcuffs or shackles in his hands, and they opened the door. Two policemen were standing beside the door when they opened it, and just as quick as I commenced to come out of the door they grabbed my shoulders. Then they took me in a little room like this place and put those handcuffs on. One Mexican had hold of the other hand and one was walking by my side. One of them was behind my back. Then they carried me to the car, and I got on the car. I was sitting down on the seat, and they tied me or chained me right there. Then we went up to Barratoran. The fellow who was waiting on me unlocked me then and we got down. He had hold of me all the time. Another marshal or policeman came there and told them to watch this Indian. The other fellow had hold of the chain again and the one who carried me over there went on. Then he came again. Then he carried me down this way. Then he took me to the door. Then he brought me there. Then I saw that fellow with glasses on, Conine, and that red-headed fellow.

The CHAIRMAN. Do you mean Brown?

PAH-PAH-MEN-A-KO-THE. Brown; yes, sir. Then he asked, "What is the matter with you?" and I said I was arrested. He said "I have brought the paper; I have got the paper; I am going to help you if you are in trouble." He said, "They will turn you loose."

He said, "You will do this, and we will go over there to-morrow." I said, "I will go to-morrow then." Then I slept there, and in the morning we went over there to get on the cars. Then he said, "I heard you killed an Indian; I am going to help you."

Senator CURTIS. Who was it that said that?

PAH-PAH-MEN-A-KO-THE. Conine.

Senator CURTIS. Was Al. Brown there at that time?

PAH-PAH-MEN-A-KO-THE. Yes, sir; he was there when we came on to Diaz. We got to Diaz. It was a little bit of a small room that they carried me into. Conine jumped out and was gone a good long time. Then there was nobody there. Then we went on to another town and changed cars. Then they got us there in a small place again and we went across. Then we went to Eagle Pass and got off again.

The CHAIRMAN. Who got off, Conine?

PAH-PAH-MEN-A-KO-THE. Conine. After a while he came back again. I do not know what he said. There was nobody there again. Then we got off and then we got in a hack again. Then Grimes was there. Then we went to some court-house—kind of a rock building. When I got there I went upstairs. He said, "You will have to sell one piece of land and we will help you out."

The CHAIRMAN. Who said that?

PAH-PAH-MEN-A-KO-THE. The one with the red hair, Al. Brown.

Senator CURTIS. Who was interpreting all the time?

PAH-PAH-MEN-A-KO-THE. Willie Murdock. I said "I will sell this one all right."

Senator CURTIS. Which one did you say you would sell them?

PAH-PAH-MEN-A-KO-THE. One of those heir lands up above. I said, "All right." Then they made some papers and got them all written, and then Willie Murdock made something to sign. Willie told me I was selling one piece of land for \$3,000.

Senator CURTIS. Did Willie read the description of the land to you or the number?

PAH-PAH-MEN-A-KO-THE. Number 54; a piece of land.

Senator CURTIS. He told you you were selling it?

PAH-PAH-MEN-A-KO-THE. Yes, sir; that is why I did.

Senator CURTIS. What else happened?

PAH-PAH-MEN-A-KO-THE. They made a check. He said, "You take this check over yonder." I went with these white fellows then. We went right straight north clean on around and went to the bank. I gave them the check that they had made.

Senator CURTIS. You gave them the check that they had given you?

PAH-PAH-MEN-A-KO-THE. Yes, sir.

Senator CURTIS. What bank was that?

PAH-PAH-MEN-A-KO-THE. The First National Bank of Eagle Pass. It was toward the west.

Senator CURTIS. How much money did you get?

PAH-PAH-MEN-A-KO-THE. I gave the paper to the banker, and he said, "Are you going to leave this money here in the bank?" and I said, "Yes." He said, "How much are you going to take out?" I said, "Two hundred dollars." That was all I took out and left the balance there. I took \$200 and went to Mexico.

Senator CURTIS. Do you know how much that check was for, or how much money was left with the bank?

PAH-PAH-MEN-A-KO-THE. I left it all but \$200 in the bank.

Senator CURTIS. Did you draw out that other \$2,800?

PAH-PAH-MEN-A-KO-THE. Yes, sir. I went for some more.

Senator CURTIS. Have you drawn it all out since?

PAH-PAH-MEN-A-KO-THE. Yes, sir; I have drawn it all out.

Senator CURTIS. Why did they take you all around before they took you to the bank?

PAH-PAH-MEN-A-KO-THE. I do not know what they carried me around for.

Senator CURTIS. Who took you to the bank?

PAH-PAH-MEN-A-KO-THE. Those white fellows.

Senator CURTIS. Grimes and Conine and Al Brown?

PAH-PAH-MEN-A-KO-THE. Yes, sir; maybe the man that bought the land. I do not know who bought the land, but Grimes and Conine and another white fellow were along.

Senator CURTIS. What did they do when you tried to go to see Mr. Bentley—when you had the check and started to go to Mr. Bentley?

PAH-PAH-MEN-A-KO-THE. In the wagon yard—Mr. Bentley told the Shawnees that Mr. Bentley wanted to see me.

Senator CURTIS. When he came who took hold of him?

PAH-PAH-MEN-A-KO-THE. I will tell you all. I started to where Mr. Bentley was. Then he told me to come here and these other parties told me to come here. They did not want me to meet Mr. Bentley, and I did not know what to do, and that red-headed fellow caught me by the arm and threw me around and carried me back to the bank. They locked the bank, and they carried me around to another place and said, "You sit here."

Senator CURTIS. They took you in the back way?

PAH-PAH-MEN-A-KO-THE. Into another room, and pretty soon that fellow with glasses, Conine, came and said, "Let us go," and then I went off the back way, and we got in the buggy and went on across, and they took me in that Mexican's house. He said, "You sit down here and don't you go anywhere," and then he said, "Let us go." He went in a hack again and got to the depot, and then we went to Muzquiz.

Senator CURTIS. Were you ever tried on that charge of killing that man?

PAH-PAH-MEN-A-KO-THE. No, sir.

Senator CURTIS. Did these policemen pay any attention to you after they turned you over to Conine and Al Brown?

PAH-PAH-MEN-A-KO-THE. No, sir.

Senator CURTIS. They just turned you over to those fellows and let you go?

PAH-PAH-MEN-A-KO-THE. Yes, sir; it surprised me to see that dead fellow, the one I killed. He is back there still.

Senator CURTIS. Is he still alive?

PAH-PAH-MEN-A-KO-THE. Yes, sir.

Senator CURTIS. Have you ever had any dealings with this man Bentley?

PAH-PAH-MEN-A-KO-THE. Yes, sir; I have had lots of dealings with him.

Senator CURTIS. Have you traded him your land, or sold your land to him?

PAH-PAH-MEN-A-KO-THE. No, sir.

Senator CURTIS. Do you remember giving him your land to trade for land in Mexico?

PAH-PAH-MEN-A-KO-THE. That is what he told me.

Senator CURTIS. Did you turn your land over to him?

PAH-PAH-MEN-A-KO-THE. No, sir; I do not know anything about my turning it over to him. I have not made that kind of agreement.

Senator CURTIS. Did you ever turn your land over to Mr. Bentley?

PAH-PAH-MEN-A-KO-THE. I do not know.

Senator CURTIS. You never signed any deed to Mr. Bentley for your land, did you?

PAH-PAH-MEN-A-KO-THE. Yes, sir; I signed up there the year before.

Senator CURTIS. Was not that just to stay in Mexico?

PAH-PAH-MEN-A-KO-THE. Yes, sir.

Senator CURTIS. Do you remember turning your land over to Mr. Bentley or Mr. Everest to fight people and set aside this deed when they claimed they had a deed for all your land and get a lawyer to fight Grimes and Chapman?

PAH-PAH-MEN-A-KO-THE. No, sir; I do not remember that.

Mr. BENTLEY. Do you not remember one day at the Border National Bank that you signed a paper, and I told you we would get a lawyer in Oklahoma City and make a deed to you of just two pieces that belonged to some of those children, so that Grimes could not sell it, and you could get it back?

PAH-PAH-MEN-A-KO-THE. Whereabouts?

Mr. BENTLEY. At the Border National Bank. You made a payment to get a lawyer to fight Grimes.

PAH-PAH-MEN-A-KO-THE. Yes, sir; I remember that.

Mr. EMBRY. They did not pay you anything. You just turned it over to the lawyer to get it back for you? Neither Mr. Everest nor Mr. Bentley paid you any money, did they?

Mr. BENTLEY. There was nothing paid.

The witness was thereupon excused.

NA-AH-CHE-THOT, having been first duly sworn, and his interpreter, Joe Whipple, having been similarly sworn, testified as follows:

Senator CURTIS. State your name to the committee.

NA-AH-CHE-THOT. Na-ah-che-thot.

Senator CURTIS. Are you a member of the Kicking Kickapoo band of Indians?

NA-AH-CHE-THOT. Yes, sir.

Senator CURTIS. Is that your grandmother sitting there [indicating]?

NA-AH-CHE-THOT. Yes, sir.

Senator CURTIS. Were you down in Mexico at any time?

NA-AH-CHE-THOT. Yes, sir.

Senator CURTIS. How old are you?

NA-AH-CHE-THOT. Seventeen years old.

Senator CURTIS. When you were down in Mexico last year, did you meet Tony Alexander, a man with a split lip and goat whiskers?

NA-AH-CHE-THOT. Yes, sir.

Senator CURTIS. Did you meet Grimes?

NA-AH-CHE-THOT. Yes, sir.

Senator CURTIS. Did this man Alexander ever take you up to Eagle Pass?

NA-AH-CHE-THOT. No, sir.

Senator CURTIS. Did you go up there with anybody?

NA-AH-CHE-THOT. I went with G.imes, George Kishketon, Mack Johnson, and Pah-pah-thah-peah.

Senator CURTIS. How did they take you there?

NA-AH-CHE-THOT. They carried me in a hack and put me on the other side of the river at Eagle Pass.

Senator CURTIS. Did they take you up to the court-house?

NA-AH-CHE-THOT. No, sir.

Senator CURTIS. Where did they take you there—when you were there?

NA-AH-CHE-THOT. Right upstairs.

Senator CURTIS. Was it raining that night?

NA-AH-CHE-THOT. Yes, sir.

Senator CURTIS. Did they give you anything to drink—mescal, or whisky, or beer?

NA-AH-CHE-THOT. No, sir; they did not give me anything to drink.

Senator CURTIS. Do you know Quo-ta-quā?

NA-AH-CHE-THOT. Yes, sir.

Senator CURTIS. Did they ask you where she was?

NA-AH-CHE-THOT. No, sir.

Senator CURTIS. Did they not have you and Quo-to-quā stand up there and hold hands and be married?

NA-AH-CHE-THOT. Yes, sir; they did that.

Senator CURTIS. Who did that?

NA-AH-CHE-THOT. George Kishketon and Grimes did that.

Senator CURTIS. Who paid you?

NA-AH-CHE-THOT. Nobody paid me.

Senator CURTIS. Who paid the way up there?

NA-AH-CHE-THOT. Grimes.

Senator CURTIS. When they had you and this woman hold hands, in what building were you?

NA-AH-CHE-THOT. Right upstairs in that rock building.

Senator CURTIS. Why did they want you to hold hands with Quo-to-quā and marry her?

NA-AH-CHE-THOT. They said they would give me money if we would hold hands.

Senator CURTIS. They would give you money?

NA-AH-CHE-THOT. Yes, sir.

Senator CURTIS. How much money?

NA-AH-CHE-THOT. One thousand five hundred dollars.

Senator CURTIS. Did they ever give you \$1,500.

NA-AH-CHE-THOT. No, sir.

Senator CURTIS. After you held hands with Quo-to-quā did they have you sign a paper, touch a pen to a deed?

NA-AH-CHE-THOT. No, sir.

Senator CURTIS. Did you ever touch pen to sell your land to any person?

NA-AH-CHE-THOT. No, sir.

Senator CURTIS. You never did?

NA-AH-CHE-THOT. No, sir.

Senator CURTIS. Did you ever touch pen to sell your land to any person, Grimes, Conine, Chapman, Garrett, Al Brown, or any other man?



NA-AH-CHE-THOT. No, sir.

Senator CURTIS. Were you ever given any money for your land in Oklahoma?

NA-AH-CHE-THOT. No, sir.

Senator CURTIS. Did you ever live with Quo-to-qua or sleep with her as your wife?

NA-AH-CHE-THOT. No, sir.

Senator CURTIS. You never lived together?

NA-AH-CHE-THOT. No, sir. She is not my wife.

Senator CURTIS. Is she related to you? Is she not your aunt or some other relation?

NA-AH-CHE-THOT. Not that I know of.

The witness was thereupon excused.

WAH-PE-CHE-QUA-QUAH (a woman), having been first duly sworn, and her interpreter, Joe Whipple, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

WAH-PE-CHE-QUA-QUAH. Wah-pe-che-qua-quah.

Senator CURTIS. Do you know that boy who has just testified?

WAH-PE-CHE-QUA-QUAH. I have known him since he was born.

Senator CURTIS. Do you know how old he is?

WAH-PE-CHE-QUA-QUAH. He is 17. I know his age because I raised him.

Senator CURTIS. Were you down in Mexico last year when the boy was there?

WAH-PE-CHE-QUA-QUAH. He was at my house in the camp.

Senator CURTIS. Do you know anything about his being married to Quo-to-qua or holding hands with her?

WAH-PE-CHE-QUA-QUAH. I was right there, but I did not see it.

Senator CURTIS. Did you go up to Eagle Pass when they took him up there?

WAH-PE-CHE-QUA-QUAH. Yes, sir.

Senator CURTIS. Did you see him hold hands with Quo-to-qua?

(Na-hah-che-chat here said something to the witness in the Indian language.)

The INTERPRETER. She denies it, and the boy said that she was there.

Senator CURTIS. Were you there at the time Kishketon and Grimes were there?

WAH-PE-CHE-QUA-QUAH. Yes, sir.

Senator CURTIS. Where?

WAH-PE-CHE-QUA-QUAH. On this side of the river.

Senator CURTIS. Was it a rainy night?

WAH-PE-CHE-QUA-QUAH. Yes, sir; we all got wet. We were going over to the place.

Senator CURTIS. Who got the boy to go up there—what white man?

WAH-PE-CHE-QUA-QUAH. Grimes.

Senator CURTIS. What did Grimes tell you?

WAH-PE-CHE-QUA-QUAH. He never told me anything.

Senator CURTIS. Why did he say he wanted the boy to go up there?

WAH-PE-CHE-QUA-QUAH. He said, "Your money is there."

Senator CURTIS. Did they give him any money over there?

WAH-PE-CHE-QUA-QUAH. No, sir.

Senator CURTIS. Do you know how old he was when he was allotted in 1893, when Moses was here; was he not a little baby?

WAH-PE-CHE-QUA-QUAH. He was a baby; yes, sir.

Without concluding the examination of the witness, the subcommittee at 6 o'clock p. m. took an adjournment until November 15, 1907, at 8.30 o'clock a. m.

SHAWNEE, OKLA., *November 15, 1907.*

The subcommittee met at 8.30 o'clock a. m.

Present: Senators Teller (chairman) and Curtis; also Mr. John Embry, United States attorney for Oklahoma, and Mr. M. J. Bentley, representing the Mexican Kickapoo Indians.

WAH-PE-CHE-QUA-QUAH (a woman) was recalled for further examination, through interpreter Joseph Whipple.

Senator CURTIS. You own some land in Oklahoma, do you?

WAH-PE-CHE-QUA-QUAH. Yes, sir; I have land.

Senator CURTIS. How many acres do you own?

WAH-PE-CHE-QUA-QUAH. I do not know how many; you will have to survey it and let me know.

Senator CURTIS. Were you down in Mexico in 1906 when the other Kickapoos were down there?

WAH-PE-CHE-QUA-QUAH. Yes, sir.

Senator CURTIS. Were you down there when Mr. Thackery, the agent, and other white men were down there?

WAH-PE-CHE-QUA-QUAH. Yes, sir.

Senator CURTIS. Did you have any talk with Mr. Thackery while he was there, along in May or June, 1906?

WAH-PE-CHE-QUA-QUAH. I did not have any conversation with him. He let me have some money.

Senator CURTIS. What money was it?

WAH-PE-CHE-QUA-QUAH. It was my payment money, I guess—lease money.

Senator CURTIS. What did he say he was there for?

WAH-PE-CHE-QUA-QUAH. He gave us lease money.

Senator CURTIS. Did you meet two men down there named L. C. Grimes and Doctor Conine?

WAH-PE-CHE-QUA-QUAH. Yes, sir; they were there.

Senator CURTIS. Did you see Mr. Brown there?

WAH-PE-CHE-QUA-QUAH. Yes, sir.

Senator CURTIS. Did you see Mr. Chapman?

WAH-PE-CHE-QUA-QUAH. I do not know Chapman.

Senator CURTIS. Did you see Al Brown and Cal Moore down there?

WAH-PE-CHE-QUA-QUAH. That red-headed fellow was there and Cal Moore and Mr. Grimes.

Senator CURTIS. Did they come out to the Indian camp?

WAH-PE-CHE-QUA-QUAH. They ate with us around there at the camp.

Senator CURTIS. Did they come out often?

WAH-PE-CHE-QUA-QUAH. Yes, sir.

Senator CURTIS. What did they want with the Indians?

WAH-PE-CHE-QUA-QUAH. They were out there sporting and hunting and blowing up fish with dynamite and bringing them there to

cook. Then they went to Muzquiz. I do not know what they went there for.

Senator CURTIS. Did they say anything to you about selling your land?

WAH-PE-CHE-QUA-QUAH. No, sir; they came to my camp and wanted me to sign to sell my land, and I told them I did not want to sell.

Senator CURTIS. Were you there when they took a number of Indians up to Guajardo's house?

WAH-PE-CHE-QUA-QUAH. Yes, sir; there was a big fat fellow who arrested us and took us over there.

Senator CURTIS. Was that a Mexican policeman?

WAH-PE-CHE-QUA-QUAH. Yes, sir; a Mexican policeman.

Senator CURTIS. How many coaches did they have to take you up there?

WAH-PE-CHE-QUA-QUAH. One of the Indians died when they went over there.

Senator CURTIS. I asked you how many coaches or wagons they had.

WAH-PE-CHE-QUA-QUAH. They had one coach.

Senator CURTIS. And that you were in?

WAH-PE-CHE-QUA-QUAH. Yes, sir.

Senator CURTIS. How many coaches did the other Indians go up there in at the time Wah-pe-che-qua was in jail?

WAH-PE-CHE-QUA-QUAH. They had already arrested him; he was in jail.

Senator CURTIS. But how many Indians went up and how many coaches did they have?

WAH-PE-CHE-QUA-QUAH. There was just one coach for me; the policeman went on horseback.

Senator CURTIS. Were you up at Guajardo's house when all the Indians—about twenty of them—were taken to Guajardo's?

WAH-PE-CHE-QUA-QUAH. That was the day they took Paw-kah-kah up there. We were plowing, making crops up there, and they just took him from the field.

Senator CURTIS. How many Indians went up at the time you went up to Guajardo's house? I do not mean to town.

WAH-PE-CHE-QUA-QUAH. There were four Indians.

Senator CURTIS. Who were they?

WAH-PE-CHE-QUA-QUAH. They were Wah-po-ho-ko, Mah-to-wa, Ke-ah-tuck-ho-ko, my daughter, and myself. They carried us to Guajardo's house and Joe Whipple was there. They asked us if we wanted to sell our land, and we said "No."

Senator CURTIS. Was that the last time the Indians were there?

WAH-PE-CHE-QUA-QUAH. They just dropped us at Guajardo's house, and we went back to camp afoot.

Senator CURTIS. Did you afterwards go to Eagle Pass?

WAH-PE-CHE-QUA-QUAH. Yes, sir.

Senator CURTIS. Did you sell your land there to anybody for \$700?

WAH-PE-CHE-QUA-QUAH. No, sir.

Senator CURTIS. I am referring to February of this year, 1907, right after Christmas.

WAH-PE-CHE-QUA-QUAH. No, sir.

Senator CURTIS. What white men took you over there?

WAH-PE-CHE-QUA-QUAH. Alexander and Grimes.

Senator CURTIS. What did either one of them tell you?

WAH-PE-CHE-QUA-QUAH. They took me upstairs and asked me if I was going to sell my land, and I said "No."

Senator CURTIS. What Indian interpreter was there?

WAH-PE-CHE-QUA-QUAH. Mack Johnson.

Senator CURTIS. Who did the talking to you, Grimes or Alexander?

WAH-PE-CHE-QUA-QUAH. Grimes was standing right there.

Senator CURTIS. Who asked you if you wanted to sell your land?

WAH-PE-CHE-QUA-QUAH. Grimes.

Senator CURTIS. While you were there in that building at Eagle Pass did you touch the pen to sell your land to anybody?

WAH-PE-CHE-QUA-QUAH. Yes, sir; I touched the pen.

Senator CURTIS. What for?

WAH-PE-CHE-QUA-QUAH. I do not know what for.

Senator CURTIS. Did they read a paper to you about selling your land?

WAH-PE-CHE-QUA-QUAH. I got \$10.

Senator CURTIS. What kind of money was it?

WAH-PE-CHE-QUA-QUAH. Mexican money.

Senator CURTIS. Did you get \$700 American money there at that time?

WAH-PE-CHE-QUA-QUAH. No, sir; that was all he gave me—that \$10.

Senator CURTIS. When you signed that paper, did they read anything to you to indicate that you were selling your land?

WAH-PE-CHE-QUA-QUAH. No, sir.

Senator CURTIS. Who was present when he gave you that \$10, Mexican?

WAH-PE-CHE-QUA-QUAH. Pah-pa-thea and Mack Johnson; that is my son.

Senator CURTIS. What white men were present?

WAH-PE-CHE-QUA-QUAH. Alexander and Grimes.

Senator CURTIS. Did you ever have any dealings with regard to property with Mr. Bentley?

WAH-PE-CHE-QUA-QUAH. No, sir.

Senator CURTIS. Did you ever turn over any land to Mr. Bentley to trade for land in Mexico?

WAH-PE-CHE-QUA-QUAH. No, sir.

Senator CURTIS. Did you make a deed to Mr. Ives in June, 1906, at Eagle Pass, in the east bank—Mr. Bonnet's bank?

WAH-PE-CHE-QUA-QUAH. No, sir.

Senator CURTIS. Did Mr. Bonnet ever give you any money?

WAH-PE-CHE-QUA-QUAH. He paid me \$35 in Mexican money.

Senator CURTIS. When was that?

WAH-PE-CHE-QUA-QUAH. It was down in Mexico. He told me it was some kind of payment money.

Senator CURTIS. Did you ever say anything to Mr. Bentley about moving to Mexico?

WAH-PE-CHE-QUA-QUAH. No, sir.

Senator CURTIS. When did you first go to Mexico?

WAH-PE-CHE-QUA-QUAH. When I went to Mexico I paid my own expenses.

Senator CURTIS. I asked you when that was.

WAH-PE-CHE-QUA-QUAH. It has been about five years now.

Senator CURTIS. Why did you go to Mexico?

WAH-PE-CHE-QUA-QUAH. I have lots of kin folks down there; that was the reason.

Senator CURTIS. Did you go down there to live, or have you always considered this your home?

WAH-PE-CHE-QUA-QUAH. I know I have land here, and I could not carry the land away with me.

Senator CURTIS. So you have always considered this your home?

WAH-PE-CHE-QUA-QUAH. That was the reason. I have always thought I had not sold anything, or signed for anything.

Senator CURTIS. And you consider this your home here?

WAH-PE-CHE-QUA-QUAH. Yes, sir; that was the reason I did not want to sell.

Senator CURTIS. Do you remember being at the Indian camp, at Wah-po-ho-ko's house, one day when the Indians were asked to sign as to whether they would stay in Mexico or return to Oklahoma; did you see a great big paper that was offered to the Indians, and did you sign to stay in Mexico or to come back to Oklahoma?

WAH-PE-CHE-QUA-QUAH. I never signed anything.

Mr. BENTLEY. Do you remember the time when I was in jail down there in Muzquiz?

WAH-PE-CHE-QUA-QUAH. Yes, sir.

Mr. BENTLEY. Do you remember going with Nah-ah-che-thot at that time from Sabinas?

WAH-PE-CHE-QUA-QUAH. Yes, sir.

Mr. BENTLEY. Where did you go at that time?

WAH-PE-CHE-QUA-QUAH. Mr. Bentley told me there was some money over there and that was the reason I wanted to go. Then they arrested us and took us back.

Mr. BENTLEY. Who arrested you?

WAH-PE-CHE-QUA-QUAH. That red-headed fellow arrested us and carried us back.

Mr. BENTLEY. At the time you are talking about when you went to Eagle Pass, how much money did Mr. Bonnet pay you that day?

WAH-PE-CHE-QUA-QUAH. I do not know.

Mr. BENTLEY. Do you mean to say that at the time Na-ah-che-thot and you went out on the train that Mr. Bonnet did not pay you any money?

WAH-PE-CHE-QUA-QUAH. Only that \$35 in Mexican money.

Mr. BENTLEY. At the time you went over there to sign a paper, when John Pecan interpreted, did not Mr. Bonnet pay you \$250 Mexican money that day?

WAH-PE-CHE-QUA-QUAH. No, sir; that was all I got.

Mr. BENTLEY. Did you not buy your boy a saddle that day in Eagle Pass; and if so, where did you get the money?

WAH-PE-CHE-QUA-QUAH. Thirty-five dollars was all I got.

Mr. BENTLEY. I am not talking about that time, but the time I was in jail, and Charley White and John Pecan took you and Nah-ah-che-thot in a buggy.

WAH-PE-CHE-QUA-QUAH. We did not get there at all. They arrested us and carried us back to Muzquiz.

Mr. BENTLEY. But at the time you crossed the Rio Grande River and touched the pen on the train that day what did you touch it for?

WAH-PE-CHE-QUA-QUAH. I did not touch any pen on any train.

Mr. BENTLEY. Did you not get some money that day?

WAH-PE-CHE-QUA-QUAH. No, sir.

Mr. BENTLEY. How did you get back home, how did you get your ticket?

WAH-PE-CHE-QUA-QUAH. I was arrested; they arrested us.

Mr. BENTLEY. Nobody arrested you in Eagle Pass, did they?

WAU-PE-CHE-QUA-QUAH. I went back afoot.

Mr. BENTLEY. From where? Who told you to come here and tell such a tale as that?

WAH-PE-CHE-QUA-QUAH. Nobody advised me anything.

Mr. BENTLEY. Were you along at the time when Okema and a whole lot of Indians came in the night to get on the train and go to Eagle Pass?

WAH-PE-CHE-QUA-QUAH. There were six of us that were arrested. Senator CURTIS. Was Okema among the crowd?

WAH-PE-CHE-QUA-QUAH. Yes, sir.

Mr. BENTLEY. Now tell us all about that.

WAH-PE-CHE-QUA-QUAH. Seven of us were arrested.

Mr. BENTLEY. What did you do at Sabinas?

WAH-PE-CHE-QUA-QUAH. Nothing.

Mr. BENTLEY. Did you try to get in a train and go to Eagle Pass?

WAH-PE-CHE-QUA-QUAH. We were going there, but they arrested us and took us back.

Mr. BENTLEY. Did they put you in jail there at Sabinas?

WAH-PE-CHE-QUA-QUAH. Yes, sir.

Mr. BENTLEY. How long did they keep you in jail?

WAH-PE-CHE-QUA-QUAH. We went afoot there in the morning. It was raining, but they made us walk clear into Muzquiz from Sabinas.

Mr. BENTLEY. When you tried to get in the train for Eagle Pass had you bought a ticket?

WAH-PE-CHE-QUA-QUAH. No, sir.

Mr. BENTLEY. Then you got in the train there and went back to Barretoran?

WAH-PE-CHE-QUA-QUAH. No, sir; we all went afoot.

Mr. BENTLEY. Were Pah-pe-ach and all the others that you were with going to Eagle Pass at that time, if you know?

WAH-PE-CHE-QUA-QUAH. There was some money that was coming to me over there in some way at Eagle Pass and we were going there, but we never got there; they arrested us and took us back.

Mr. BENTLEY. I am asking you about the time before that, two or three weeks before that, when Charley and John Pecan brought you to the station and you did get in a train and go to Eagle Pass; that is the time I am asking you about.

WAH-PE-CHE-QUA-QUAH. I have told you how much they gave me.

Mr. BENTLEY. Where were you when they paid you this money?

WAH-PE-CHE-QUA-QUAH. I got that money.

Mr. BENTLEY. This committee is trying to help you out; these are Senators of the United States who are trying to help the Indians and they want to know the truth. Did you not go to Eagle Pass at that time to fix your land and to fix Nah-ah-che-thot's land so that Grimes could not get it?

WAH-PE-CHE-QUA-QUAH. At no time did I say I wanted to sell my land. I was telling you about Mr. Grimes taking me upstairs. He

said, "If we take this land away from Mr. Bentley, I will buy this land." Grimes said that.

MR. BENTLEY. Do you not remember the time when Grimes was trying to get your little boy there, that you went and hid him a week up there at Weller's house so that Grimes could not get him?

WAH-PE-CHE-QUA-QUAH. We were around in the creeks hiding from all of them.

MR. BENTLEY. From all of those other white men?

WAH-PE-CHE-QUA-QUAH. Yes, sir.

MR. BENTLEY. How long were you hiding there?

WAH-PE-CHE-QUA-QUAH. About ten days.

MR. BENTLEY. You stayed up at that ranchman's house, away up there, 10 miles, several days; did you not.

WAH-PE-CHE-QUA-QUAH. Yes, sir; and finally you [Mr. Bentley] found the place where we were hiding and we went to some white man's house; we were hungry and you paid for something there for us to eat.

MR. BENTLEY. When you came back you were taken up in the night in my buggy and you went away down to Sabinas, you and Nah-ah-che-thot, did you not?

WAH-PE-CHE-QUA-QUAH. That was the time we were going up there after that money when we got arrested.

MR. BENTLEY. No; she has got the two times mixed. Just one more question.

MR. EMBRY. I would like to ask the witness a question right here.

MR. EMBRY. You spoke of hiding from some people. Please give the committee the names of the persons you were hiding from.

WAH-PE-CHE-QUA-QUAH. I was hiding from Grimes and Mack Johnson and Al Brown.

Senator CURTIS. And Doctor Conine?

WAH-PE-CHE-QUA-QUAH. Yes, sir; they came there in the night, and we ran off.

MR. EMBRY. That was in Mexico, was it?

WAH-PE-CHE-QUA-QUAH. Yes, sir; in Mexico.

Senator CURTIS. Why were you hiding from Grimes, Al Brown, and Mack Johnson?

WAH-PE-CHE-QUA-QUAH. Because they wanted to arrest us.

Senator CURTIS. Why were they going to arrest you, to get your land or your son's land?

WAH-PE-CHE-QUA-QUAH. They were to get a thousand dollars apiece if they would arrest us at that time.

Senator CURTIS. Who said that?

WAH-PE-CHE-QUA-QUAH. Mr. Bentley told me that.

Senator CURTIS. Mr. Bentley told you what?

WAH-PE-CHE-QUA-QUAH. They were to get a thousand dollars for these people.

Senator CURTIS. You mean if those people arrested them they would give them a thousand dollars apiece?

WAH-PE-CHE-QUA-QUAH. Yes, sir.

Senator CURTIS. Who would give them a thousand dollars?

WAH-PE-CHE-QUA-QUAH. Oh, I am mistaken. They offered a thousand dollars to bring my boy, my grandchild.

Senator CURTIS. Who offered that?

WAH-PE-CHE-QUA-QUAH. Quen-nep-po-that; he lives here.

Senator CURTIS. Quen-nep-po-that, who claimed to be the father of your boy, offered a thousand dollars if they would bring this boy where?

WAH-PE-CHE-QUA-QUAH. To Oklahoma.

Senator CURTIS. Then it was not Mr. Bentley?

WAH-PE-CHE-QUA-QUAH. No, sir. He said, "If you will get him and bring him right here—handcuff him and bring him right here—I will pay that."

Senator CURTIS. Who told you that?

WAH-PE-CHE-QUA-QUAH. Mack Johnson told me that.

Mr. EMBRY. Who did you understand was to pay the thousand dollars if they handcuffed the boy and brought him there?

WAH-PE-CHE-QUA-QUAH. This boy's father would pay that.

Senator CURTIS. Do you not know that the Grimes people posted a reward of \$300 for your arrest and that boy's arrest; the American people posted it in Mexico, and they were hunting you all the time?

WAH-PE-CHE-QUA-QUAH. I do not know.

Senator CURTIS. But you do know that you had to hide from them?

WAH-PE-CHE-QUA-QUAH. Yes, sir; they had been looking for us all the time.

The witness was thereupon excused.

PAH-KO-NE having been first duly sworn, and her interpreter, Joseph Whipple, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

PAH-KO-NE. Pah-ko-ne.

Senator CURTIS. Are you a Kicking Kickapoo?

PAH-KO-NE. Yes, sir.

Senator CURTIS. Who is your husband?

PAH-KO-NE. Wah-pe-che-qua.

Senator CURTIS. Were you in Mexico in 1906?

PAH-KO-NE. Yes, sir.

Senator CURTIS. Do you know whether or not you are allottee No. 281; is that your number on the roll?

PAH-KO-NE. I do not know.

Senator CURTIS. How far is it located from here?

PAH-KO-NE. It is toward the west, away out west; right close to Choctaw.

Senator CURTIS. Please name one or two of your children.

PAH-KO-NE. Na-ni-e-to and Me-no-pe; I have other children.

Senator CURTIS. Did you ever live in Mexico?

PAH-KO-NE. Yes, sir.

Senator CURTIS. Are you in your health at this time?

PAH-KO-NE. Yes, sir; my eyes are bad.

Senator CURTIS. Were you at the Indian camp near Muzquiz in the summer of 1906 when Grimes, Conine, Al Brown, and Cal Moore were there?

PAH-KO-NE. Yes, sir; I was there.

Senator CURTIS. Do you remember the time that you and other Indians were taken over to Guajardo's house?

PAH-KO-NE. Yes, sir.



Senator CURTIS. Was that the time when Joe Whipple acted as interpreter?

PAH-KO-NE. Yes, sir.

Senator CURTIS. State the circumstances of your going over there.

PAH-KO-NE. They carried Wah-nah-ko-the in first. The next was Ne-con-o-pit—one at a time; also Pequa, Ah-che-che, and Pah-pe-ache. I ran off; I slipped away from them; I was going to get on the wagon and go home, but they overhauled me.

Senator CURTIS. Who overhauled you?

PAH-KO-NE. Grimes and Al Brown.

Senator CURTIS. Anybody else?

PAH-KO-NE. They pulled my little child off of my back and took it away from me.

Senator CURTIS. Did you say Al Brown did that?

PAH-KO-NE. Yes, sir.

Senator CURTIS. Are you sure it was Al Brown?

PAH-KO-NE. It was the red-headed man.

Senator CURTIS. Did you say a red-headed man or Al Brown?

PAH-KO-NE. I do not know his name.

Senator CURTIS. But he was a red-headed man?

PAH-KO-NE. Yes, sir.

Senator CURTIS. You do know that Grimes was one of them?

PAH-KO-NE. Yes, sir.

Senator CURTIS. And they pulled the baby off of your back?

PAH-KO-NE. Yes, sir; this red-headed fellow pulled the baby off of my back.

Senator CURTIS. Then what did they do or say to you?

PAH-KO-NE. I was going to leave the baby with those white fellows and started, and this Mexican fellow grabbed me by the arm and told me to get in.

Senator CURTIS. Was he a policeman?

PAH-KO-NE. Yes, sir; he was a policeman. I got in the hack and they carried me on in.

Senator CURTIS. What was said when you got in?

PAH-KO-NE. They told me to sit down there.

Senator CURTIS. Then what was said?

PAH-KO-NE. They never said anything more to me.

Senator CURTIS. Did they ask you to sign a deed there?

PAH-KO-NE. No, sir.

Senator CURTIS. Did they ask you to sell your land?

PAH-KO-NE. No, sir; they never asked me.

Senator CURTIS. Did you say whether you would or would not sell your land at that time?

PAH-KO-NE. I said I would not sell my land.

Senator CURTIS. Why did you say that; who asked you to sell it?

PAH-KO-NE. Nobody.

Senator CURTIS. Why did you say that you would not sell it if nobody asked you?

PAH-KO-NE. They never said anything.

Senator CURTIS. Did they ask you to touch the pen?

PAH-KO-NE. No, sir.

Senator CURTIS. Did you touch the pen there?

PAH-KO-NE. No, sir; I never touched any pen.

Senator CURTIS. Were you paid \$300 that day?

PAH-KO-NE. No, sir.

Senator CURTIS. What did the interpreter, Mr. Whipple, say to you that day up there at that place where those people were about your land?

PAH-KO-NE. I was standing there after they brought me there and I told Joe Whipple I was not going to sign.

Senator CURTIS. Who asked you to sign?

PAH-KO-NE. Grimes.

Senator CURTIS. You told Grimes through Whipple that you would not sign.

PAH-KO-NE. Yes, sir.

Senator CURTIS. Did you at that time authorize Tom Smith to touch the pen to sign your name to any paper?

PAH-KO-NE. No, sir.

Senator CURTIS. Did you authorize anybody else to sign your name?

PAH-KO-NE. No, sir.

Senator CURTIS. Do you know Doctor Conine?

PAH-KO-NE. No, sir.

Senator CURTIS. Were you in Eagle Pass, Tex., on December 11, 1906?

PAH-KO-NE. No, sir.

Senator CURTIS. Were you in Eagle Pass on January 1, 1907—New Year's Day?

PAH-KO-NE. No, sir.

Senator CURTIS. Did Doctor Conine, in the presence of Mack Johnson and W. C. Grimes, give you \$25 on December 11, 1906?

PAH-KO-NE. No, sir.

The witness was here shown check as follows:

EAGLE PASS, TEX., December 11, 1906.

No. —.

*First National Bank, pay to R. C. Conine, or order.*

Twenty-five ..... dollars (\$25.00)  
(Signed) PAH-KO-NE (her x mark).

Witnesses:

MACK JOHNSON.

W. C. GRIMES.

(Endorsed on the back: R. C. Conine.)

Senator CURTIS. Did you ever give such a check for \$25 to Doctor Conine?

PAH-KO-NE. No, sir.

Senator CURTIS. Did you ever touch a pen to a little paper like that?

PAH-KO-NE. No, sir.

Senator CURTIS. Did Doctor Conine give you \$25 in money on that day?

PAH-KO-NE. No, sir.

Senator CURTIS. I want to call your attention to another check, as follows:

EAGLE PASS, TEX., January 1, 1907.

*First National Bank, Eagle Pass, Texas, pay to Genaro Guajardo or bearer,  
One hundred dollars.*

(Signed) PAH-KO-NE (her x mark).

Witness:

MACK JOHNSON.

A. J. SANTOS.

(Endorsed on the back: R. C. Conine, Genaro Guajardo, and R. C. Conine again.)

Did you give a check like that to Mr. Guajardo for \$100?

PAH-KO-NE. No, sir.

Senator CURTIS. Did you ever touch pen to a little check like that?

PAH-KO-NE. No, sir.

Senator CURTIS. Did you have any money in the First National Bank at Eagle Pass—that is, the West Bank?

PAH-KO-NE. I do not know anything about that bank in any way.

Senator CURTIS. You never had any money there, did you?

PAH-KO-NE. No, sir.

Senator CURTIS. Did you ever authorize anybody to put any money there for you?

PAH-KO-NE. No, sir.

The witness was thereupon excused.

TAH-PAH-SHE having been first duly sworn, and her interpreter, Joseph Whipple, having been similarly sworn, testified as follows:

Senator CURTIS. State your name to the committee.

TAH-PAH-SHE. Tah-pah-she.

Senator CURTIS. Are you a Kicking Kickapoo Indian?

TAH-PAH-SHE. Yes, sir.

Senator CURTIS. Were you down in Mexico in June, July, and August, 1906?

TAH-PAH-SHE. Yes, sir.

Senator CURTIS. Do you know Mr. L. C. Grimes?

TAH-PAH-SHE. I never traveled around very much, but I heard that he was there.

Senator CURTIS. You are nearly blind, are you not?

TAH-PAH-SHE. Yes, sir.

Senator CURTIS. How long have you been in that condition?

TAH-PAH-SHE. About five years.

Senator CURTIS. Were you down at the camp near Muzquiz when the policemen and other people came down there to take you and other Indians up to Guajardo's house in July, 1906?

TAH-PAH-SHE. They never had me arrested.

Senator CURTIS. Were you ever up at Guajardo's house?

TAH-PAH-SHE. No, sir.

Senator CURTIS. Were you ever at any business house or public building in Muzquiz before Guajardo and some Mexican judges?

TAH-PAH-SHE. No, sir.

Senator CURTIS. Do you remember the day when a number of Indians were taken up to Guajardo's house when the headmen were in jail?

TAH-PAH-SHE. I was sick at the camp at that time and did not go up.

Senator CURTIS. Did you authorize anyone to sell your land that day?

TAH-PAH-SHE. No, sir.

Senator CURTIS. Did anybody give you any money on that day, \$1,000, for your land?

TAH-PAH-SHE. No, sir.

Senator CURTIS. Do you know Mack Johnson?

TAH-PAH-SHE. Yes, sir; I have heard of him; he was around there.

Senator CURTIS. Do you remember a white man being down there who wore glasses and who was named Dr. R. C. Conine?

TAH-PAH-SHE. Yes, sir; he was around there.

Senator CURTIS. Were you in Eagle Pass, Tex., on the 1st day of January of this year?

TAH-PAH-SHE. No, sir.

Senator CURTIS. I show you a check, as follows:

EAGLE PASS, TEX., January 1, 1907.

*First National Bank pay to Jesus Garza Jiminez or order.*

One hundred.....dollars (\$100.00)

(Signed) TAH-PE-SHE (her x mark).

Witnesses:

MACK JOHNSON.

A. J. SANTOS.

(Endorsed by R. C. Conine and Jesus Garza Jiminez, and R. C. Conine again.)

Did you sign any such check as that?

TAH-PAH-SHE. No, sir.

Senator CURTIS. I show you a check, as follows:

EAGLE PASS, TEX., November 27, 1906.

*First National Bank Eagle Pass, Tex., pay to cash or bearer.*

Eight hundred.....dollars (\$800.00)

(Signed) TAH-PE-SHE (her x mark).

Witnesses:

MACK JOHNSON.

R. C. CONINE.

Did you make your mark there in the presence of Doctor Conine and Mack Johnson?

TAH-PAH-SHE. No, sir.

Senator CURTIS. And you did not receive \$800, did you?

TAH-PAH-SHE. No, sir.

Senator CURTIS. Did Mr. Chapman, of Shawnee, ever give you \$1,000?

TAH-PAH-SHE. No, sir.

Senator CURTIS. Did you ever sell your land to Mr. Chapman?

TAH-PAH-SHE. No, sir.

Senator CURTIS. Did you put any money in that west bank at Eagle Pass, Tex., known as the First National Bank?

TAH-PAH-SHE. No, sir.

Senator CURTIS. You never had any money in the bank, had you?

TAH-PAH-SHE. No, sir.

Senator CURTIS. Then, if your name was signed to these two checks it was forged, was it?

TAH-PAH-SHE. Yes, sir; it was forged.

Senator CURTIS. Have you had any land transactions with Mr. Bentley? Did you want to trade your land for land in Mexico?

TAH-PAH-SHE. I signed for Mr. Bentley to have my land in Mexico exchanged.

Senator CURTIS. That is, you exchanged your land in Oklahoma for land in Mexico.

TAH-PAH-SHE. Yes, sir; I gave that to Mr. Bentley.

Senator CURTIS. Did you want to trade your land here for land in Mexico?

TAH-PAH-SHE. Yes, sir.

Senator CURTIS. Who told you to do it?

TAH-PAH-SHE. Nobody; I just wanted to do it myself; nobody ever advised me.

Senator CURTIS. Did Mr. Bentley pay you any money?

TAH-PAH-SHE. No, sir.

Senator CURTIS. Did you make a deed to Mr. Ives?

TAH-PAH-SHE. No, sir.

Senator CURTIS. Did Mr. Bentley tell you, in talking about changing your land for land in Mexico, that he wanted you to make a deed to Ives instead of himself (Bentley)?

TAH-PAH-SHE. No, sir.

Senator CURTIS. Has Mr. Ives paid you any money?

TAH-PAH-SHE. No, sir.

Mr. BENTLEY. Do you not remember the time that you signed a deed, when Pah-pe-ache and Pah-kone were there at Eagle Pass, and went upstairs to make a deed, and do you not remember that I went to the bank and gave you \$50 Mexican money so that you could have some money to get something to eat with? It was hot weather, along in August.

TAH-PAH-SHE. Where?

Mr. BENTLEY. At the Border National Bank. We went upstairs, and then we went down and gave them a little money. I told you your land had been stolen and I was going to try to get it back if I could.

TAH-PAH-SHE. Yes, sir.

Mr. BENTLEY. You remember that, do you?

TAH-PAH-SHE. Yes, sir.

Mr. EMBRY. How much Washington money did you get at Eagle Pass?

TAH-PAH-SHE. One hundred dollars is all I got.

Mr. EMBRY. Are you sure that \$100 is all you got?

TAH-PAH-SHE. Yes, sir; \$100.

Mr. EMBRY. Was that American or Mexican money?

TAH-PAH-SHE. It was white man's money.

Mr. BENTLEY. Was not that store man from Muzquiz there that day, and did you not owe him some money?

TAH-PAH-SHE. No, sir.

Mr. BENTLEY. Did you not owe the bank?

TAH-PAH-SHE. No, sir.

Mr. BENTLEY. Just think about that a moment and see if you do not remember that you owed Mr. Guerra, the merchant at Muzquiz; you had been given credit there for a long time for groceries, and that day was he not there, and when your money was counted to you did you not pay him your money? That was the day Pam-e-thot was there.

TAH-PAH-SHE. That man with one arm. When you paid me that money I went and paid him.

Mr. BENTLEY. And then you had \$100 left after you paid him?

TAH-PAH-SHE. Yes, sir.

The witness was thereupon excused.

JOSEPH WHIPPLE, having been first duly sworn, testified as follows:

Senator CURTIS. I will ask you to state if you were the interpreter at Guajardo's house at the time mentioned by the witness, Pah-kon-e, who has testified here?

JOSEPH WHIPPLE. Yes, sir.

Senator CURTIS. And from whom it is claimed they have a deed that was executed at Guajardo's house to W. L. Chapman, dated August 25, 1906, the consideration being \$300. The witness has stated that you were the interpreter that day.

JOSEPH WHIPPLE. I was.

Senator CURTIS. You heard what she said about not having signed the deed or touched the pen to it.

JOSEPH WHIPPLE. Yes, sir.

Senator CURTIS. I will ask you to state if you were there.

JOSEPH WHIPPLE. Yes, sir; I was there.

Senator CURTIS. Did she touch the pen or sign her name to any deed to Mr. Chapman for her land that day?

JOSEPH WHIPPLE. No, sir; she said she did not want to sell her land. She told me that.

Senator CURTIS. And did you so state to the Mexicans and Conine and Grimes and those who were there?

JOSEPH WHIPPLE. Yes, sir.

Senator CURTIS. Was her name signed to a paper there that day?

JOSEPH WHIPPLE. Yes, sir.

Senator CURTIS. By whom was it signed?

JOSEPH WHIPPLE. Tom Smith was there and those people, the Mexicans and Conine and Grimes, and all those others. She said, "I do not want to sell my land, but anything that Tom Smith does I will follow." Did I not tell you people here so? Tom Smith spoke up and said, "Didn't I tell Joe Whipple here to interpret for those Indians." They said, "We do not want Joe Whipple here to interpret for us at all." He said "Did I not tell you that everything I do here goes?" Then the Mexicans said, "Are you willing to sign all these papers?"

Senator CURTIS. Who said that?

JOSEPH WHIPPLE. The Mexicans.

Senator CURTIS. They told that to Tom Smith?

JOSEPH WHIPPLE. Yes, sir; and he said everything would be all right, and when this lady spoke up I said, "Are you going to do like Tom Smith?" She said "Yes," and she just walked out.

Senator CURTIS. But she did not touch the pen, did she?

JOSEPH WHIPPLE. No, sir; every one of them said we will do just like Tom Smith.

Senator CURTIS. But they did not touch the pen?

JOSEPH WHIPPLE. Not one.

Senator CURTIS. And Tom Smith was the only person who touched the pen, was he?

JOSEPH WHIPPLE. I reckon so.

Senator CURTIS. He had already sold his land, had he not?

JOSEPH WHIPPLE. I reckon so; I do not know what he did.

Senator CURTIS. What was Tom's condition that day?

JOSEPH WHIPPLE. I do not know; he had been fasting for ten days at that time; he had his face all black; he had been fasting for ten days.

Senator CURTIS. Had he been drinking anything?

JOSEPH WHIPPLE. No, sir; he was not drunk. He was so poor you could see his jugular.

The witness was thereupon excused.

PAH-PE-AH-SHE, having been first duly sworn, and his interpreter, Joseph Whipple, having been similarly sworn, testified as follows:

Senator CURTIS. State your name to the committee.

PAH-PE-AH-SHE. Pah-pe-ah-she.

Senator CURTIS. Are you a Kicking Kickapoo Indian?

PAH-PE-AH-SHE. Yes, sir.

Senator CURTIS. Do you own land in Oklahoma?

PAH-PE-AH-SHE. Yes, sir.

Senator CURTIS. Where is it located?

PAH-PE-AH-SHE. I have a piece of land just the other side of Joe Whipple's.

Senator CURTIS. How many acres is it?

PAH-PE-AH-SHE. Eighty.

Senator CURTIS. Were you in Mexico in July, 1906?

PAH-PE-AH-SHE. I was there in Mexico eight years.

Senator CURTIS. When did you come back to Shawnee?

PAH-PE-AH-SHE. Pretty near twenty days now.

Senator CURTIS. When you went to Mexico did you have a wife down there who belonged to the Indian tribe that was then living in Mexico—Nacimiento Indians?

PAH-PE-AH-SHE. Yes, sir; that is my wife.

Senator CURTIS. Is that why you were down there, to see her and live with her?

PAH-PE-AH-SHE. Yes, sir.

Senator CURTIS. Does she own any land there, or have any rights with the other tribes?

PAH-PE-AH-SHE. Yes, sir; she belongs there.

Senator CURTIS. Do you know Mr. L. C. Grimes?

PAH-PE-AH-SHE. Yes, sir.

Senator CURTIS. Do you know Mr. Chapman who lives in this town?

PAH-PE-AH-SHE. I know Mr. Johnson.

Senator CURTIS. You knew Russell Johnson?

PAH-PE-AH-SHE. That is the one I knew.

Senator CURTIS. Did you know Cal Moore?

PAH-PE-AH-SHE. Yes, sir.

Senator CURTIS. Did you know Tack Grimes?

PAH-PE-AH-SHE. No, sir.

Senator CURTIS. Do you know Doctor Conine, of Muzquiz?

PAH-PE-AH-SHE. Yes, sir.

Senator CURTIS. Do you know Al Brown?

PAH-PE-AH-SHE. No, sir.

Senator CURTIS. Do you remember Grimes and Johnson being down in Mexico trying to buy the lands of the Mexican Kickapoo Indians that they owned in Oklahoma?

PAH-PE-AH-SHE. Yes, sir; they were there.

Senator CURTIS. When did they first come there, if you remember?

PAH-PE-AH-SHE. Yes, sir; I remember.

Senator CURTIS. Tell the committee when you first met them down there, and where.

PAH-PE-AH-SHE. They came there while we were out to their village.

Senator CURTIS. What did they say to you?

PAH-PE-AH-SHE. He said, "I want you to go with us;" Grimes said that. Then we went to Eagle Pass.

Senator CURTIS. What was done there?

PAH-PE-AH-SHE. I told them I did not want to sell my land to them and I went back.

The CHAIRMAN. Where does he mean?

PAH-PE-AH-SHE. I mean I did not want to sell my land to them; they wanted to buy the land and I would not sell it and went back.

Senator CURTIS. You went back where?

PAH-PE-AH-SHE. I went back home.

Senator CURTIS. What was the condition of the Indians at that time, were they drunk or sober?

PAH-PE-AH-SHE. They were all drunk.

Senator CURTIS. Who furnished the whisky or mescal?

PAH-PE-AH-SHE. Cal Moore did not have any money there, but they always had him for a tool; they sent him back to buy the stuff.

Senator CURTIS. Who sent him for it?

PAH-PE-AH-SHE. Grimes.

Senator CURTIS. Did he have a good supply of it—lots of whisky?

PAH-PE-AH-SHE. He had one of those big tin buckets full of beer.

Senator CURTIS. Was there any whisky or mescal there?

PAH-PE-AH-SHE. Yes, sir; it was all there.

Senator CURTIS. Whisky there, too?

PAH-PE-AH-SHE. Yes, sir.

Senator CURTIS. Where did they put you when you go to Eagle Pass?

PAH-PE-AH-SHE. Right close to that bank in the wagon yard.

Senator CURTIS. Who went ahead at that time, and who was behind, and did they have guns when they left the train to go to the wagon yard?

PAH-PE-AH-SHE. Yes, sir; those white fellows—Grimes; they called Grimes "Red Eye," "that Red Eye," everyone called him that—and I just give it to you as Grimes, although they called him "Red Eye."

Senator CURTIS. You say you went back and did not sign a deed. Did you go to Eagle Pass at any other time with them?

PAH-PE-AH-SHE. They came there again where I was.

Senator CURTIS. Who did that?

PAH-PE-AH-SHE. That red-eyed fellow came there.

Senator CURTIS. Did he bring any whisky with him?

PAH-PE-AH-SHE. No, sir; he did not bring any whisky then.

Senator CURTIS. Did he bring any mescal?

PAH-PE-AH-SHE. They were drinking beer there.

Senator CURTIS. What did you say to him?

PAH-PE-AH-SHE. He said "We want you to go along with us again."

Senator CURTIS. What was done?

PAH-PE-AH-SHE. Then I came with them again.

Senator CURTIS. Who else came along at that time?

PAH-PE-AH-SHE. Ah-nes-she-nene was there and Ah-nes-she-nene's wife.

Senator CURTIS. Who else?

PAH-PE-AH-SHE. That was all.

Senator CURTIS. Was your wife with you?

PAH-PE-AH-SHE. No, sir.



Senator CURTIS. State what was done, how you got over there, and who paid the way.

PAH-PE-AH-SHE. Mr. Grimes paid our expenses.

Senator CURTIS. Now proceed and tell what you did.

PAH-PE-AH-SHE. We got there. They had the paper already written, about as big as this [indicating letter sheet]. When we got there he made us touch the pen, a black pen something like that this gentleman is writing with, and made me sign.

Senator CURTIS. Who made you sign? That Johnson boy—Russell Johnson?

PAH-PE-AH-SHE. Yes, sir.

Senator CURTIS. What was his condition at that time; was he drunk or sober?

PAH-PE-AH-SHE. Yes, sir; he was drinking beer that day.

Senator CURTIS. Had he been drinking any whisky or mescal with it—mixed drinks?

PAH-PE-AH-SHE. No, sir; he was just drinking beer.

Senator CURTIS. What did they tell you when you touched that pen, as to what you were doing?

PAH-PE-AH-SHE. They never told me.

Senator CURTIS. Did they tell you you were selling your land to C. M. Cade?

PAH-PE-AH-SHE. The next morning they told me that I had sold my land.

Senator CURTIS. What did you say to them?

PAH-PE-AH-SHE. I never told them anything.

Senator CURTIS. How much money did they give you that day or the next morning?

PAH-PE-AH-SHE. Six hundred dollars.

Senator CURTIS. Mexican or gold?

PAH-PE-AH-SHE. It was white man's money.

Senator CURTIS. When did they give it to you; that day when you touched the pen or the next day?

PAH-PE-AH-SHE. The next morning.

Senator CURTIS. They did not give you any on the day you touched the pen?

PAH-PE-AH-SHE. They gave it to me the next day about this time in the afternoon.

Senator CURTIS. Were you drunk or sober at that time?

PAH-PE-AH-SHE. I was not drunk.

Senator CURTIS. Who made you sign the paper there that day, Moore or Johnson—who were you afraid of?

PAH-PE-AH-SHE. Johnson made me sign.

Senator CURTIS. Was Mr. C. M. Cade, or Cash Cade, there?

PAH-PE-AH-SHE. No, sir; Mr. Grimes was there, that red-eyed fellow.

Senator CURTIS. Did anybody read a description of your land to you when you touched that pen?

PAH-PE-AH-SHE. No, sir; nobody read it to me.

Senator CURTIS. Did not these Grimes people stay around your house a good deal while they were at the camp?

PAH-PE-AH-SHE. Yes, sir; they came there very often.

Senator CURTIS. Did they not have whisky with them and beer and mescal every time they came?

PAH-PE-AH-SHE. Yes, sir; they drank all the time.

Senator CURTIS. Did they not get the Indian men and women drunk?

PAH-PE-AH-SHE. Yes, sir; the women drank.

Senator CURTIS. Did they get the men drunk, too.

PAH-PE-AH-SHE. Yes, sir.

Senator CURTIS. Did you haul Grimes and his party around—Grimes, Conine, Brown, Moore, and Johnson—from the camp up to Muzquiz?

PAH-PE-AH-SHE. Yes, sir; sometimes I would take them to Muzquiz.

Senator CURTIS. Who paid the bills when you did that?

PAH-PE-AH-SHE. They never paid me.

Senator CURTIS. What were those men doing uptown in Muzquiz? Did they drink up there and have Indians drunk around Muzquiz?

PAH-PE-AH-SHE. Yes, sir; they would give them something to drink.

Senator CURTIS. State what your mother's name is.

PAH-PE-AH-SHE. Mah-quathoqua.

Senator CURTIS. Do you know what your land is worth up here in Oklahoma?

PAH-PE-AH-SHE. No, sir; I do not know.

Senator CURTIS. Do you know the description of your land?

PAH-PE-AH-SHE. No, sir.

Senator CURTIS. Did you know it at that time?

PAH-PE-AH-SHE. No, sir; I did not know. I do not know anything about it.

Senator CURTIS. Do you remember your mother making a deed that day to anybody—that is, the same day you made your deed?

PAH-PE-AH-SHE. No, sir; I did not see my mother sign.

Senator CURTIS. And you do not know whether your mother deeded her land to Russell Johnson or not?

PAH-PE-AH-SHE. She told me she had signed.

Senator CURTIS. That is all you know about it, is it?

PAH-PE-AH-SHE. Yes, sir.

Senator CURTIS. Did she not say she had signed it that same day?

PAH-PE-AH-SHE. Yes, sir.

Senator CURTIS. But you were not there, and you do not know anything about it?

PAH-PE-AH-SHE. No, sir; I did not see her sign.

Senator CURTIS. Did they give your mother anything to drink?

PAH-PE-AH-SHE. She never drinks.

Senator CURTIS. Do you know George Outcalt, an attorney in this town?

PAH-PE-AH-SHE. No, sir; I do not know him.

Senator CURTIS. Do you know the man who went down there with Thackery, and who had the lease money?

PAH-PE-AH-SHE. Yes, sir; I know him.

Senator CURTIS. You know the man who was there with Mr. Thackery, do you not?

PAH-PE-AH-SHE. Yes, sir; the interpreter, Jones, was along.

Senator CURTIS. Not Henry Jones, the lawyer from Washington, who afterwards said he had the lease money?

PAH-PE-AH-SHE. He had glasses on, and was a pretty good sized man. I knew him.

Senator CURTIS. How often was that man with glasses on at your camp or at your house?

PAH-PE-AH-SHE. Those people here ordered them away—Johnny Mine and Wah-pe-che-quah. I carried these people to Muzquiz after they were ordered away. This man Thackery was not in the brush; he was right there in the village to see us, and they ordered him away, and I carried him to Muzquiz. This man (Thackery) brought lease money to those people. Then he gave some of them lease money over in Muzquiz after he got over there.

Senator CURTIS. He gave them what?

PAH-PE-AH-SHE. Lease money.

Senator CURTIS. Did he give you your lease money there?

PAH-PE-AH-SHE. I did not have any lease money.

Senator CURTIS. Did you see him give any of the Indians lease money at Muzquiz?

PAH-PE-AH-SHE. Yes, sir; Ke-na-ko-thet got his lease money.

Senator CURTIS. Was that before or after they claimed that they had bought their land?

PAH-PE-AH-SHE. I do not know about that.

Senator CURTIS. What did Mr. Thackery say he was there for?

PAH-PE-AH-SHE. He said, "All these people have lease money here and are willing to take their lease money; I have it and they can get it."

Senator CURTIS. Where did he tell them he wanted them to go to get it, to Eagle Pass or to Muzquiz?

PAH-PE-AH-SHE. He was there at Muzquiz for quite a while.

Senator CURTIS. You mean Mr. Thackery was there for quite a while?

PAH-PE-AH-SHE. Yes, sir.

Senator CURTIS. How long did the man with glasses stay around there?

PAH-PE-AH-SHE. He was there quite a while with Mr. Thackery; Mr. Clark was there, too, at that time.

Senator CURTIS. Do you mean Joe Clark?

PAH-PE-AH-SHE. Yes, sir.

Senator CURTIS. How long after Thackery left did this man Outcalt stay there?

PAH-PE-AH-SHE. He was there quite a while.

Senator CURTIS. How many times did you see him come out to the camp after that?

PAH-PE-AH-SHE. I only saw him once.

Senator CURTIS. Who was with him?

PAH-PE-AH-SHE. Mr. Joe Clark was with him.

Senator CURTIS. Anybody else?

PAH-PE-AH-SHE. A Mexican brought them there.

Senator CURTIS. Was Grimes around there at that time?

PAH-PE-AH-SHE. No, sir.

Senator CURTIS. Was Cal Moore there?

PAH-PE-AH-SHE. No, sir.

Senator CURTIS. Was Brown there?

PAH-PE-AH-SHE. No, sir.

Senator CURTIS. Was Russell Johnson there?

PAH-PE-AH-SHE. Russell Johnson was there.

Senator CURTIS. Then Joe Clark and Russell Johnson were there at the time you saw Outcult there. Did you see Outcult out there more than one time after Thackery left?

PAH-PE-AH-SHE. No, sir; he just stayed at Muzquiz then.

Senator CURTIS. Did you see him up in Muzquiz then?

PAH-PE-AH-SHE. Yes, sir; I have seen him at Muzquiz a good many times; he sleeps upstairs.

Senator CURTIS. Did you drink any beer with him?

PAH-PE-AH-SHE. No, sir; he never gave me any beer.

Mr. EMBRY. How much Government money did you get at Eagle Pass?

PAH-PE-AH-SHE. Six hundred dollars.

Mr. EMBRY. What did you do with it?

PAH-PE-AH-SHE. I just used it up.

The CHAIRMAN. What, Government money?

Mr. EMBRY. Yes; not his land money; but what Washington money did he get at Eagle Pass?

PAH-PE-AH-SHE. Mr. Bentley made me sign twice over at the village.

Mr. EMBRY. What did Mr. Bentley make you sign?

PAH-PE-AH-SHE. I was talking about that Government lease money.

Mr. EMBRY. Did you sign a deed for Bentley?

PAH-PE-AH-SHE. No, sir.

Senator CURTIS. How much lease money or Washington money did you get on those papers drawn up by Mr. Bentley?

PAH-PE-AH-SHE. I never drew anything that I know of.

Senator CURTIS. He just made out the papers for you?

PAH-PE-AH-SHE. I only drew once.

Senator CURTIS. How much did you draw then?

PAH-PE-AH-SHE. Mr. Thackery gave me \$50.

Mr. EMBRY. How was it that Mr. Bentley made you sign those papers that you were talking about?

PAH-PE-AH-SHE. I do not know the way Mr. Bentley explained what he made me sign for.

Mr. EMBRY. What did Mr. Bentley say to you to get you to sign?

PAH-PE-AH-SHE. He never told me anything at all, only to sign two papers.

Mr. EMBRY. And you understood that that was to get lease money?

PAH-PE-AH-SHE. I never got it.

Mr. EMBRY. Did you get any lease money except what you drew from Mr. Thackery?

PAH-PE-AH-SHE. I only got \$50 from him.

Mr. EMBRY. And that was all the lease money you got?

PAH-PE-AH-SHE. Yes, sir; since I have been over there they have never given me any Government money.

Mr. EMBRY. Then that \$600 that you referred to a while ago was what they paid you for the land?

PAH-PE-AH-SHE. Yes, sir; that was what they paid me for the land.

Mr. EMBRY. How long have you been in Mexico?

PAH-PE-AH-SHE. I have been there eight years.

Mr. EMBRY. And you have not received any annuities or lease money, or Government money, except the \$50 that Mr. Thackery paid you?

PAH-PE-AH-SHE. That is all; that \$600 for my land. The time when Joe Whipple came with them, I went to Thackery over there; that was the time I got my money.

Mr. EMBRY. Were you Mr. Thackery's interpreter at that time?

PAH-PE-AH-SHE. Yes, sir; I have got \$12 since I came back from Mexico.

The CHAIRMAN. From Mr. Thackery?

PAH-PE-AH-SHE. Yes, sir; over across the railroad here. He told me it was lease money.

Mr. EMBRY. Did you get any Government money at Eagle Pass a year ago, in November, 1906?

PAH-PE-AH-SHE. No, sir.

Mr. EMBRY. Did you sign up for anybody to get that money for you?

PAH-PE-AH-SHE. No, sir; I do not know anything about that.

Mr. EMBRY. You say when Thackery and Outcalt came out to the Indian camp the first time Mr. Thackery told the Indians he had lease money for them.

PAH-PE-AH-SHE. Mr. Thackery told me he did not have any lease money for me at that time. It might be that Mr. Bentley might have had lease money for me.

Mr. EMBRY. Did Mr. Thackery tell the Indians there that he had lease money for them, and that he had come down to pay them lease money?

PAH-PE-AH-SHE. Yes, sir; he brought lease money.

The CHAIRMAN. He has already stated that.

Mr. EMBRY. Now, when you drove Mr. Thackery back to Muzquiz that night after Johnny Mine and Wah-pe-che-qua had ordered them to leave; who went along with you and Thackery back to Muzquiz?

PAH-PE-AH-SHE. Myself and my wife. There were just two of us. I hauled those people back.

Mr. EMBRY. What people did you haul back that evening?

PAH-PE-AH-SHE.—Thackery and that Sac-and-Fox fellow, the interpreter. There were just four of them.

Mr. EMBRY. Do you know what time Mr. Outcalt, the lawyer who was down there with Mr. Thackery, went back to Muzquiz?

PAH-PE-AH-SHE. I did not see them. I missed them.

Mr. EMBRY. Do you know whether or not he went back to Muzquiz the same time that you and Thackery went back that evening?

PAH-PE-AH-SHE. I heard that he was over there the last time I was at Eagle Pass.

Mr. EMBRY. I am talking about this lawyer who came down there to the camp with Mr. Thackery that first evening; you drove Mr. Thackery back in your wagon, did you not?

PAH-PE-AH-SHE. I brought them to Muzquiz.

Mr. EMBRY. You brought who to Muzquiz?

PAH-PE-AH-SHE. I brought Thackery to Muzquiz.

Mr. EMBRY. At the time you brought Thackery to Muzquiz was there a hack ahead of your wagon driving in front of you?

PAH-PE-AH-SHE. No, sir; I did not see any.

The CHAIRMAN. I want to ask you what you did with that \$600 that you got for your land?

PAH-PE-AH-SHE. I used it up.

The CHAIRMAN. It is all gone, is it?

PAH-PE-AH-SHE. Yes, sir; it is all gone.

The CHAIRMAN. What did your mother do with hers; has she any left?

PAH-PE-AH-SHE. She used hers up, too.

The CHAIRMAN. How much did she get?

PAH-PE-AH-SHE. Five hundred dollars.

The CHAIRMAN. And that is gone, too?

PAH-PE-AH-SHE. Yes, sir.

Mr. EMBRY. Did Mr. Thackery tell you that the Indians could get their lease money by going to Muzquiz when you took him back?

PAH-PE-AH-SHE. Yes, sir; he said that, and he said "These people here told them not to take any lease money."

The CHAIRMAN. Who told them that?

PAH-PE-AH-SHE. They would hold council in the night, the Kickapoos, and those people around there told them not to take any lease money from Mr. Thackery.

Mr. EMBRY. Which Kickapoos would hold council and tell the other Kickapoos not to take lease money from Mr. Thackery?

PAH-PE-AH-SHE. Wah-pe-che-qua was one of them.

Mr. EMBRY. Just name them all.

PAH-PE-AH-SHE. Johnny Mine—well, those were the ones who authorized those Kickapoos not to take their lease money.

The CHAIRMAN. Why did they not want them to take the lease money?

PAH-PE-AH-SHE. A few of them went after their lease money.

The CHAIRMAN. Why did they say they would not take the lease money?

PAH-PE-AH-SHE. We wanted Mr. Bentley to come and give us our lease money; they claimed that Thackery was not their agent but that Bentley was their agent.

Mr. BENTLEY. When you got to Muzquiz, did you find any lease money there?

PAH-PE-AH-SHE. Yes, sir; from this gentleman [Thackery].

Mr. BENTLEY. The first time you went?

PAH-PE-AH-SHE. No, sir; the next time.

Mr. BENTLEY. Did not Mr. Thackery tell you at Muzquiz that if you would come to Eagle Pass he would have the lease money there, and that they could all get their lease money?

PAH-PE-AH-SHE. That is more than I know anything about. I heard it was there.

Mr. BENTLEY. You heard it was over at Eagle Pass?

PAH-PE-AH-SHE. Yes, sir.

Mr. BENTLEY. And you went right to Eagle Pass with Mr. Thackery about that time, did you not; did you not go at about the time Thackery did the first time to Eagle Pass, the time that Willie Murdock went; were not you and Willie Murdock together at the time you went out?

PAH-PE-AH-SHE. No, sir.

Senator CURTIS. Do you know Okema?

PAH-PE-AH-SHE. Yes, sir.

Senator CURTIS. Do you know Wah-nah-ke-tha?

PAH-PE-AH-SHE. Yes, sir.

Senator CURTIS. How long have you known those two Indians?

PAH-PE-AH-SHE. Since I was a boy.

Senator CURTIS. Did you ever see them drunk?

PAH-PE-AH-SHE. No, sir; they do not drink.

Senator CURTIS. Do you know Tah-pa-thea, the old squaw?

PAH-PE-AH-SHE. Yes, sir.

Senator CURTIS. Did you ever see her drunk?

PAH-PE-AH-SHE. Oh, she drinks.

Mr. BENTLEY. The old squaw, Pah-ko-tah's old woman?

PAH-PE-AH-SHE. Oh, no, sir; that one does not drink.

The CHAIRMAN. He got the wrong one, did he?

The INTERPRETER. Yes, sir.

Senator CURTIS. Did you ever see Thi-the-quaw, Okema's wife, drunk?

PAH-PE-AH-SHE. She drinks coffee.

Senator CURTIS. Does she drink whisky, beer, or mescal?

PAH-PE-AH-SHE. No, sir.

Senator CURTIS. Do you know Ne-con-o-pit?

PAH-PE-AH-SHE. Yes, sir.

Senator CURTIS. Does that Indian drink?

PAH-PE-AH-SHE. Sometimes.

Senator CURTIS. Did you ever see him drunk?

PAH-PE-AH-SHE. No, sir.

The witness was thereupon excused.

KAH-TAH-KA-HO-KO (a woman), having been first duly sworn, and her interpreter, Joe Whipple, having been similarly sworn, testified as follows:

Senator CURTIS. Please state your name to the committee.

KAH-TAH-KA-HO-KO. Kah-tah-ka-ho-ko.

Senator CURTIS. Where do you live?

KAH-TAH-KA-HO-KO. I stay at my brother's.

Senator CURTIS. Do you live in Oklahoma?

KAH-TAH-KA-HO-KO. No, sir.

Senator CURTIS. Where do you live?

KAH-TAH-KA-HO-KO. I live in Mexico.

Senator CURTIS. Do you own any land in Oklahoma?

KAH-TAH-KA-HO-KO. Yes, sir; I have land over here.

Senator CURTIS. How much?

KAH-TAH-KA-HO-KO. Joe Whipple knows. I know just about where it is, and that is all.

Senator CURTIS. You do not know how many acres you have?

KAH-TAH-KA-HO-KO. I do not know how many acres.

Senator CURTIS. How long were you in Mexico?

KAH-TAH-KA-HO-KO. I do not know.

Senator CURTIS. You have been down there several years, have you not?

KAH-TAH-KA-HO-KO. Yes, sir; several years.

Senator CURTIS. Where did you come from when you came back here?

KAH-TAH-KA-HO-KO. I came right from the village.

Senator CURTIS. When did you come back to Oklahoma from Mexico?

KAH-TAH-KA-HO-KO. Maybe it is ten days.

Senator CURTIS. Were you down in Mexico when the agent, Mr. Thackery, came down there a year ago last May or June?

**KAH-TAH-KA-HO-KO.** I was not at the village, but my mother told me that Mr. Thackery was there.

**Senator CURTIS.** Did you come back to the village soon after he left?

**KAH-TAH-KA-HO-KO.** Yes, sir.

**Senator CURTIS.** When you went there was there a man there named L. C. Grimes, if you know?

**KAH-TAH-KA-HO-KO.** Yes, sir; he was around that place.

**Senator CURTIS.** Were there any other white men around there with Mr. Grimes?

**KAH-TAH-KA-HO-KO.** Yes, sir; that red-headed fellow and that fellow with the glasses on, and that split-mouth man.

**Senator CURTIS.** Alexander?

**KAH-TAH-KA-HO-KO.** Yes, sir; Alexander and Mack Johnson.

**Senator CURTIS.** Did Mack Johnson act as the interpreter?

**KAH-TAH-KA-HO-KO.** Yes, sir; he was there interpreting.

**Senator CURTIS.** Please state if they took you to any place to sign a deed, or asked you to sign a deed to your land.

**KAH-TAH-KA-HO-KO.** They took us to Muzquiz.

**Senator CURTIS.** Did you go to Guajardo's house?

**KAH-TAH-KA-HO-KO.** Yes, sir; they took us there.

**Senator CURTIS.** Who was the interpreter there that day?

**KAH-TAH-KA-HO-KO.** Joe Whipple was interpreter.

**Senator CURTIS.** Was that the only time you were up at Guajardo's house?

**KAH-TAH-KA-HO-KO.** Yes, sir; that was the only time.

**Senator CURTIS.** How did they come to the camp to get you—state how you happened to go up there and what they said to you?

**KAH-TAH-KA-HO-KO.** Mack Johnson and Mr. Grimes told me "if you don't go on over there we will arrest you and make you go."

**Senator CURTIS.** Did they take you up in a wagon or buggy?

**KAH-TAH-KA-HO-KO.** They took me in a hack.

**Senator CURTIS.** Were there any policemen with you?

**KAH-TAH-KA-HO-KO.** Yes, sir; they were there. Mah-to-wa was there.

**Senator CURTIS.** What did they say to you at Guajardo's house?

**KAH-TAH-KA-HO-KO.** They asked me if I wanted to sell my land and I told them no.

**Senator CURTIS.** Did you sell your land that day?

**KAH-TAH-KA-HO-KO.** No, sir.

**Senator CURTIS.** To Mr. Grimes, Mr. Garret, Mr. Chapman, or anybody else?

**KAH-TAH-KA-HO-KO.** No, sir.

**Senator CURTIS.** Did you touch pen there that day to sell your land?

**KAH-TAH-KA-HO-KO.** No, sir.

**Senator CURTIS.** Did you authorize Tom Smith or anybody else to touch the pen for you at the time Joe Whipple was there interpreting?

**KAH-TAH-KA-HO-KO.** No, sir.

**Senator CURTIS.** Were you at Eagle Pass on the 1st day of January of this year, 1907, seven days after Christmas?

**KAH-TAH-KA-HO-KO.** I went over there and signed. Mack Johnson told me to sign and Mr. Grimes told me to sign.



Senator CURTIS. Did you sign that check there [exhibiting a check] by your mark?

KAH-TAH-KA-HO-KO. No, sir; it was a kind of white paper that I signed.

Senator CURTIS. Did you draw any money there that day or did anybody give you any money at the bank?

KAH-TAH-KA-HO-KO. Yes, sir; they gave me some money in the bank?

Senator CURTIS. How much did they give you?

KAH-TAH-KA-HO-KO. About \$10.

Senator CURTIS. Mexican or gold?

KAH-TAH-KA-HO-KO. Mexican money.

Senator CURTIS. Did they give you \$100 that day at that bank?

KAH-TAH-KA-HO-KO. No, sir.

Senator CURTIS. Did you owe Guajardo any money?

KAH-TAH-KA-HO-KO. No, sir; I never owed Guajardo anything.

Senator CURTIS. The check I showed you a moment ago reads as follows:

EAGLE PASS, TEX., January 1, 1907.

*First National Bank, Eagle Pass, Texas, pay to Genero Guajardo or bearer,*

One hundred.....dollars (\$100.00)

(Signed) KAH-TAH-KA-HO-KO.

Witnesses:

MACK JOHNSON.

A. J. SANTOS.

Check is indorsed by R. C. Conine and this man Guajardo.

Did you touch the pen to give that money to Guajardo?

KAH-TAH-KA-HO-KO. No, sir.

Senator CURTIS. You say the only money you got at the bank was \$10 Mexican?

KAH-TAH-KA-HO-KO. Yes, sir.

Senator CURTIS. Did you ever sell your land to Mr. Bentley?

KAH-TAH-KA-HO-KO. No, sir; I never sold any land to Mr. Bentley.

Senator CURTIS. How did you happen to go to Mexico?

KAH-TAH-KA-HO-KO. I paid my own way.

Senator CURTIS. Do you want to live in Mexico or Oklahoma?

KAH-TAH-KA-HO-KO. I have my land here; in Mexico I have no land only by leases.

Mr. BENTLEY. Do you remember the time when I was at Eagle Pass last fall and you were there, when it was cold and rainy?

KAH-TAH-KA-HO-KO. Yes, sir.

Mr. BENTLEY. Did I give you any money or buy you anything or help you in any way?

KAH-TAH-KA-HO-KO. Yes, sir; you helped me a little.

Mr. BENTLEY. I gave you a good, warm blanket, did I not, when you were shaking with cold, and also gave you some money?

KAH-TAH-KA-HO-KO. Yes, sir.

Mr. BENTLEY. I did not ask you to sign anything, did I?

KAH-TAH-KA-HO-KO. No, sir.

Mr. EMBRY. How much money did Mr. Bentley give you at Eagle Pass?

KAH-TAH-KA-HO-KO. It was not very much, but it helped me to get a blanket and something to eat.

Mr. EMBRY. How long were you in the camp at Muzquiz? Were you there last year when those white men were down there buying land?

KAH-TAH-KA-HO-KO. Yes, sir; I was there.

Mr. EMBRY. You stated at one time Grimes, Chapman, Johnson, Alexander, and others, and the man who wore glasses came to the camp. Who did you mean by the man who wore glasses?

KAH-TAH-KA-HO-KO. Conine.

Mr. EMBRY. Did this man that you refer to speak Mexican?

KAH-TAH-KA-HO-KO. No, sir; he wore glasses and he must have come with him; he was with Mr. Thackery.

Mr. EMBRY. How many times did you see him at the camp?

KAH-TAH-KA-HO-KO. Two times.

Mr. EMBRY. Was one of these two men, when he was there, with Mr. Thackery?

KAH-TAH-KA-HO-KO. Yes, sir; he was with Mr. Thackery both times.

Mr. EMBRY. Is it not a fact that you did not see Mr. Thackery at the camp at all?

KAH-TAH-KA-HO-KO. No, sir; I had sore eyes at that time; when Mr. Thackery was there I did not see him.

Mr. EMBRY. Do you know Doctor Conine, of Muzquiz?

KAH-TAH-KA-HO-KO. No, sir.

Mr. BENTLEY. The man who wore glasses?

KAH-TAH-KA-HO-KO. No, sir.

Mr. EMBRY. How many men did you know down there who came to the camp and who wore glasses?

KAH-TAH-KA-HO-KO. Mr. Grimes came with a man there.

Mr. EMBRY. Who wore glasses?

KAH-TAH-KA-HO-KO. Yes, sir.

Mr. EMBRY. How many times did Mr. Grimes come with that man who wore glasses?

KAH-TAH-KA-HO-KO. He came with him all the time.

Mr. EMBRY. Could the man talk Mexican who wore the glasses?

KAH-TAH-KA-HO-KO. I do not know.

Mr. EMBRY. Were you arrested at any time when you were down there at the camp?

KAH-TAH-KA-HO-KO. Yes, sir.

Mr. EMBRY. Who arrested you?

KAH-TAH-KA-HO-KO. A policeman.

Mr. EMBRY. Who had you arrested, if you know?

KAH-TAH-KA-HO-KO. Mack Johnson.

Mr. EMBRY. Was Mr. Bentley there at the time that Mack Johnson had you arrested?

KAH-TAH-KA-HO-KO. No, sir.

The witness was thereupon excused.

JOSEPH WHIPPLE—Recalled.

Senator CURTIS. I want to ask you a question, Mr. Interpreter. You heard the testimony of the woman who has just left the stand, to the effect that she did not touch the pen at Guajardo's house on the day you acted as interpreter, to sell her land.

JOSEPH WHIPPLE. Yes, sir.

Senator CURTIS. I will ask you to state whether she did or did not touch the pen that day?

JOSEPH WHIPPLE. She did not.

The witness was thereupon excused.

PUCK-E-SHINNO, having been first duly sworn, and his interpreter, Joseph Whipple, having been similarly sworn, testified as follows:

Senator CURTIS. State your name to the committee.

PUCK-E-SHINNO. Puck-e-shinno.

Senator CURTIS. Are you a son of Jim Deer?

PUCK-E-SHINNO. Yes, sir.

Senator CURTIS. Do you know how old you are at this time?

PUCK-E-SHINNO. Yes, sir; I am 21.

Senator CURTIS. You are 21 now?

PUCK-E-SHINNO. Yes, sir.

Senator CURTIS. When were you 21?

PUCK-E-SHINNO. Just now.

Senator CURTIS. Do you know Mr. Grimes?

PUCK-E-SHINNO. Yes, sir.

Senator CURTIS. Are you a married man?

PUCK-E-SHINNO. No, sir.

Senator CURTIS. Did Mr. Grimes come to you to get you to sell your land to anyone?

PUCK-E-SHINNO. Yes, sir.

Senator CURTIS. When was it, and what did he say to you?

PUCK-E-SHINNO. It was about one month and a half, about.

Senator CURTIS. That he was after you?

PUCK-E-SHINNO. Yes, sir.

Senator CURTIS. Where was he?

PUCK-E-SHINNO. Over at the village.

Senator CURTIS. In Mexico?

PUCK-E-SHINNO. Yes, sir.

Senator CURTIS. How many times did Mr. Grimes come to see you about selling your land?

PUCK-E-SHINNO. Once.

Senator CURTIS. What did he say to you?

PUCK-E-SHINNO. He said, "Let us go over along the river there," and he took a woman along.

Senator CURTIS. Who paid the way?

PUCK-E-SHINNO. Mr. Grimes paid the way.

Senator CURTIS. What other white men were with him?

PUCK-E-SHINNO. That harelip man.

Senator CURTIS. Alexander?

PUCK-E-SHINNO. Alexander.

Senator CURTIS. What woman was it that they took along?

PUCK-E-SHINNO. A Nacimiento woman.

Senator CURTIS. State what Indian acted as interpreter.

PUCK-E-SHINNO. George Kish-ke-ton.

Senator CURTIS. Did you go across the river, and if so, to what town?

PUCK-E-SHINNO. We went to Ciudad Porfirio Diaz.

Senator CURTIS. Then did you go to Eagle Pass?

PUCK-E-SHINNO. Yes, sir.

Senator CURTIS. What did they have you do there?

PUCK-E-SHINNO. I suppose we were married.

Senator CURTIS. Were you drunk or sober?

PUCK-E-SHINNO. I was drunk.

Senator CURTIS. Who got you drunk?

PUCK-E-SHINNO. Grimes got me drunk.

Senator CURTIS. Did they put you in jail that night for being drunk?

PUCK-E-SHINNO. Yes, sir; they put me in jail.

Senator CURTIS. What did Grimes say to you about marrying this woman?

PUCK-E-SHINNO. He said, "That is the only way you can sell your land."

Senator CURTIS. He told you you would have to get married in order to sell your land?

PUCK-E-SHINNO. Yes, sir.

Senator CURTIS. Was that because you were not then 21 years old?

PUCK-E-SHINNO. I do not know.

Senator CURTIS. Did you want to marry that woman?

PUCK-E-SHINNO. That is not my wife.

Senator CURTIS. Did you ever live with her?

PUCK-E-SHINNO. No, sir.

Senator CURTIS. How much money did Grimes give you?

PUCK-E-SHINNO. He gave me \$50 Mexican money.

Senator CURTIS. Did he give the woman any money?

PUCK-E-SHINNO. He gave her about \$5.

Senator CURTIS. He gave you \$5 apiece?

PUCK-E-SHINNO. No, sir; he gave her \$5 and me \$50.

Senator CURTIS. Who made out the papers for you to hold hands or marry?

PUCK-E-SHINNO. It was a one-eyed fellow.

Senator CURTIS. Did you sign any papers there to marry this woman?

PUCK-E-SHINNO. No, sir.

Senator CURTIS. After you stood up there and held hands what did they do with you?

PUCK-E-SHINNO. After we held our hands together they took us to the bank.

Senator CURTIS. What did you do there?

PUCK-E-SHINNO. There was a banker there and he made some papers.

Senator CURTIS. Was it daytime or nighttime?

PUCK-E-SHINNO. It was in the daytime.

Senator CURTIS. What time in the day was it?

PUCK-E-SHINNO. It was early in the morning.

Senator CURTIS. You said the banker made some papers?

PUCK-E-SHINNO. Yes, sir.

Senator CURTIS. Had you been in jail all the night before?

PUCK-E-SHINNO. Yes, sir; I had been in jail the night before.

Senator CURTIS. State if you knew what you were signing when you signed those papers in that bank.

PUCK-E-SHINNO. They made me sign them.

Senator CURTIS. Did they tell you what they were?

PUCK-E-SHINNO. No, sir.

Senator CURTIS. Did they read anything to you or tell you that you were selling your land?

PUCK-E-SHINNO. George Kish-ke-ton read it to me.

Senator CURTIS. Did he read to you that you were selling your land—did he read the numbers?

PUCK-E-SHINNO. No, sir.

Senator CURTIS. Did you know you were selling your land to Mrs. Martha A. Grimes at that time?

PUCK-E-SHINNO. No, sir.

Senator CURTIS. Did Mr. Grimes then and there give you \$1,500?

PUCK-E-SHINNO. No, sir.

Senator CURTIS. Did Mr. Grimes at any time give you \$1,500?

PUCK-E-SHINNO. No, sir; he only gave me \$50.

Senator CURTIS. Did he ever give you any more than \$50 Mexican?

PUCK-E-SHINNO. That was all.

Senator CURTIS. How many days had you been drunk when Grimes took you over there?

PUCK-E-SHINNO. I had been about two days on a spree.

Senator CURTIS. You say you are 21 years of age now. The record only shows you to be 19 years. How do you know your age; do you get the information simply from what somebody has told you?

PUCK-E-SHINNO. All I know is what my father has told me.

Senator CURTIS. Did not George Kish-ke-ton tell you you were 21 years of age.

PUCK-E-SHINNO. He must of told me.

Senator CURTIS. Did he tell you that, that you were 21 years old?

PUCK-E-SHINNO. Alexander told me that, and George Kish-ke-ton and Grimes told me.

Senator CURTIS. That you were 21?

PUCK-E-SHINNO. Yes, sir.

Senator CURTIS. Did Alexander give you any money?

PUCK-E-SHINNO. No, sir; those white fellows gave me a suit of clothes one time when I was walking around the streets.

Senator CURTIS. When was that, before or after you signed those papers in the bank?

PUCK-E-SHINNO. It was before I signed.

Senator CURTIS. Do you know how much they paid for the clothes?

PUCK-E-SHINNO. It was about a ten-dollar suit, not very good.

Senator CURTIS. Has George Kish-ke-ton been talking to you in the last day or two?

PUCK-E-SHINNO. I have not spoken to him since I have been here.

Senator CURTIS. Have you seen Mr. Grimes around here yesterday or to-day?

PUCK-E-SHINNO. I saw him here yesterday, and he told me to come to him, but I did not go to him.

Senator CURTIS. Did Mrs. Martha A. Grimes ever give you \$1,500, or any other sum of money?

PUCK-E-SHINNO. No, sir.

Senator CURTIS. Did you ever sell your land to Mr. Bentley?

PUCK-E-SHINNO. No, sir.

Senator CURTIS. Did you have any understanding with Mr. Bentley to trade that land off or try to get it back from Mrs. Grimes?

PUCK-E-SHINNO. I never had any talk with Mr. Bentley.

Senator CURTIS. Did you ever have a talk with Mr. Ives?

PUCK-E-SHINNO. No, sir.

Senator CURTIS. Did Mr. Bentley ever give you any money?

PUCK-E-SHINNO. He gave me a little money last winter.

Senator CURTIS. How much?

PUCK-E-SHINNO. Two hundred dollars.

Senator CURTIS. Did he give you any more?

PUCK-E-SHINNO. No, sir.

Mr. BENTLEY. Do you remember the time just before the Kickapoos left for Chihuahua that you came out to the bank at Eagle Pass with your aunt Ke-ah-a-quah?

PUCK-E-SHINNO. You gave it to her; you never gave it to me.

Mr. BENTLEY. Did you not tell me to pay her the money; the woman who raised you and the woman you have been living with all these years?

PUCK-E-SHINNO. Ke-ah-a-quah raised me—my aunt.

Mr. BENTLEY. Do you not know that I sent money by Jim Deer for you and your aunt to come to Eagle Pass, and when you got there you touched a pen to a deed, and I went in the bank and got \$100 and brought it and put it down there, and your aunt got \$95 and you got \$5? Do you remember that?

PUCK-E-SHINNO. Yes, sir.

Mr. BENTLEY. You agreed to that, did you not?

PUCK-E-SHINNO. I got the money that time.

Mr. BENTLEY. And you saw me pay your aunt for you, \$95; you stood right there and saw it paid.

PUCK-E-SHINNO. You gave it to me all right.

Mr. BENTLEY. Did you not think it was right for me to pay your aunt for your clothes and feed, and for all she has done for you during these years?

PUCK-E-SHINNO. It is all right; you gave it to my folks, and it must be all right.

Mr. BENTLEY. Do you remember the time when Mr. Thackery and Mr. Outcalt came over to the Kickapoo village?

PUCK-E-SHINNO. I have seen them there.

Mr. BENTLEY. How long did they stay the first time they came?

PUCK-E-SHINNO. I only saw them there a few minutes, I did not see them there very long. Wah-pe-che-qua drove them away.

Mr. BENTLEY. When did you see George Outcalt back there again?

PUCK-E-SHINNO. I do not know that.

Mr. BENTLEY. How many times do you think you have seen him?

PUCK-E-SHINNO. I do not know that fellow at all.

Mr. BENTLEY. Did you see him there at night; did you see him sleep in somebody's house?

PUCK-E-SHINNO. I do not know.

The CHAIRMAN. You do not know him?

PUCK-E-SHINNO. No, sir.

Mr. BENTLEY. Do you remember a time when some white men from Oklahoma came there at night in the Kickapoo camp and took a hack around in the brush and had a lot of mescal, and a whole lot of young men got drunk?

PUCK-E-SHINNO. No, sir; I do not remember that.

Mr. EMBRY. You say you got \$5 of that money which Mr. Bentley paid?

PUCK-E-SHINNO. Yes, sir.

Mr. EMBRY. And your aunt got \$95?

PUCK-E-SHINNO. Yes, sir.

Mr. EMBRY. Was that Mexican money or gold?

PUCK-E-SHINNO. That was Mexican money.

Mr. EMBRY. Did you get any Washington money down at Eagle Pass?

PUCK-E-SHINNO. I got that last winter.

Mr. EMBRY. Did you draw any lease money while you were down in Mexico?

PUCK-E-SHINNO. No, sir.

Mr. EMBRY. Did you know that you were signing a deed to Mr. Ives for Mr. Bentley?

PUCK-E-SHINNO. No, sir.

Mr. EMBRY. What did Mr. Bentley say it was that you were to sign?

PUCK-E-SHINNO. When do you mean?

Mr. EMBRY. It was along about July, 1906, last year—a year ago this July.

PUCK-E-SHINNO. No, sir; I do not know anything about it.

Mr. EMBRY. Did you sign a deed for Mr. Bentley at any time?

PUCK-E-SHINNO. No, sir; I have not signed, only last winter.

Mr. EMBRY. Who did you sign for last winter?

PUCK-E-SHINNO. It was that Government money that I signed for.

Mr. EMBRY. You signed for the Government money at Eagle Pass?

PUCK-E-SHINNO. Yes, sir.

Mr. EMBRY. And that is all you signed?

PUCK-E-SHINNO. Yes, sir.

Mr. BENTLEY. What was it you signed the day you and your aunt came and I paid your aunt \$95 for you?

PUCK-E-SHINNO. I do not know what I was signing.

Mr. BENTLEY. Did I not tell you that day that when you were 21 years old if you made another paper like that one that you could then put your land in and have a right with your father and the other Kickapoos over in Mexico?

PUCK-E-SHINNO. Yes, sir; you told me that.

Mr. BENTLEY. Did you not want to put your land in over there in a reservation to live with your folks, not at Muzquiz, but where they are now?

PUCK-E-SHINNO. I do not want it there now.

Mr. BENTLEY. You have never seen that place over there where they are now, have you?

PUCK-E-SHINNO. No, sir.

Mr. BENTLEY. If that is a good place, and there is game and water there, would you like to be there with them; you would like to be there with them where there are no policemen to bother you, would you not?

PUCK-E-SHINNO. No, sir.

Senator CURTIS. You want to live here in Oklahoma, do you?

PUCK-E-SHINNO. Yes, sir; I want to live here.

Senator CURTIS. You do not want to sell your land?

PUCK-E-SHINNO. No, sir.

The witness was thereupon excused.

HENRY MURDOCK, having been first duly sworn, testified as follows:

Senator CURTIS. Do you speak the English language?

HENRY MURDOCK. No much.

Senator CURTIS. What is your name?

HENRY MURDOCK. Well, my name is Wah-pe-pene; my English name is Henry Murdock.

Senator CURTIS. How old are you?

HENRY MURDOCK. About 31; something like that.

Senator CURTIS. Are you a member of the Kickapoo band of Indians?

HENRY MURDOCK. Yes, sir.

Senator CURTIS. Where do you live?

HENRY MURDOCK. I live at McLeod, a mile and a half north of McLeod.

Senator CURTIS. How long have you lived there?

HENRY MURDOCK. Since three years ago.

Senator CURTIS. Do you know L. C. Grimes?

HENRY MURDOCK. Yes, sir.

Senator CURTIS. Do you know Russell Johnson?

HENRY MURDOCK. Yes, sir.

Senator CURTIS. Do you know Doctor Conine, of Muzquiz, Mexico?

HENRY MURDOCK. I knew him a year ago.

Senator CURTIS. Do you know W. L. Chapman?

HENRY MURDOCK. Yes, sir.

Senator CURTIS. Do you know Al Brown?

HENRY MURDOCK. Yes, sir.

Senator CURTIS. Do you know Cal Moore?

HENRY MURDOCK. Yes, sir.

Senator CURTIS. Were you in Mexico with those men in 1906?

HENRY MURDOCK. Yes, sir.

Senator CURTIS. Who took you down there?

HENRY MURDOCK. Russell Johnson and Brown.

Senator CURTIS. Do you mean Al Brown?

HENRY MURDOCK. A. J. Brown, I think it is.

Senator CURTIS. What did they agree to pay you?

HENRY MURDOCK. They agreed to pay me for some of those Indians' good lands \$200, and for the poor lands \$100.

Senator CURTIS. That is, if the Indians sold good lands they would give you \$200 for each good piece they bought, and if the Indians sold poor lands they would give you \$100?

HENRY MURDOCK. Yes, sir.

Senator CURTIS. How much have they paid you?

HENRY MURDOCK. They have not paid me anything.

Senator CURTIS. Did you pay your way down there?

HENRY MURDOCK. I paid my way down and back.

Senator CURTIS. Who went down with you?

HENRY MURDOCK. Russell Johnson, Tack Grimes, Cal Moore, Mack Johnson and his wife and sister-in-law, and my wife and a girl, my cousin.

Senator CURTIS. There were two Grimes—Tack and L. C.—were there not?

HENRY MURDOCK. Yes, sir.



Senator CURTIS. Who furnished the money?

HENRY MURDOCK. I can not tell you; I do not know.

Senator CURTIS. At what time of the year did they go there?

HENRY MURDOCK. I think about May; some time in 1906.

Senator CURTIS. That was before the Indians had any right to sell land, was it not?

HENRY MURDOCK. Yes, sir.

Senator CURTIS. What did they say to you about buying that land, as to what prices they were going to pay and how they were going to get deeds?

HENRY MURDOCK. They told me——

Senator CURTIS. Who told you?

HENRY MURDOCK. Grimes. "We go right into Mexico and we will pay good prices;" that is what he told me.

Senator CURTIS. He said they would pay good prices?

HENRY MURDOCK. Yes, sir; something like \$2,500.

Senator CURTIS. They did not pay any good prices, did they?

HENRY MURDOCK. I guess not.

Senator CURTIS. Now, tell the committee what they did when they got down there, when you first went, and what you did.

HENRY MURDOCK. They came to me; I was working on my fields, working corn. They said, "Henry, you go with us; you are a pretty good man." I said, "Yes; I am sometimes." He went off again and came back and he said to me the last time he came, "Henry, are you going with us? Bring all your folks, your mother, sisters, brothers, stepfather; your mother has good land; you bring them." He said, "You will not have to sell land if you go with us; everybody is going to Oklahoma; the bill is going to pass pretty soon, and you go with your mother down to Mexico." So we went. I thought it was good land, my mother's. He told me to get ready. I said, "All right, I am ready," and I went with him and we got down there.

Senator CURTIS. Did he pay the expenses of your mother or relatives; do you mean that if you took your mother down there you could bring your mother and stepfather back here?

HENRY MURDOCK. Yes, sir; that is what he said, with me.

Senator CURTIS. Now, what occurred?

HENRY MURDOCK. We went to Eagle Pass and we stopped there at C. P. Diaz, across the river.

Senator CURTIS. What did you do there?

HENRY MURDOCK. The Mexicans arrested us out there.

Senator CURTIS. They got you drunk there, did they not?

HENRY MURDOCK. I claim I was drunk.

Senator CURTIS. Who got you drunk, who furnished the whisky or mescal?

HENRY MURDOCK. Grimes.

Senator CURTIS. Was Russell Johnson and all the fellows that you have mentioned with you at the time?

HENRY MURDOCK. Yes, sir.

Senator CURTIS. Did they drink.

HENRY MURDOCK. Those white fellows did not drink much.

Senator CURTIS. They left the Indians do their drinking, did they?

HENRY MURDOCK. Yes, sir; that is the way they did.

Senator CURTIS. Did they pay your fine at the jail?

HENRY MURDOCK. Yes, sir; they paid the fine.

Senator CURTIS. Then what did they do?

HENRY MURDOCK. We went to Muzquiz and I went to the camp.

Senator CURTIS. When you arrived at Muzquiz what white men were there other than those that went down with you; was Mr. Thackery or Mr. George Outcalt there?

HENRY MURDOCK. No, sir; when I got down there first I went to the camp.

Senator CURTIS. Tell the committee what happened at the camp when you went out there.

HENRY MURDOCK. I got down to the village and I took my mother brothers, stepfather, and some of those Indians. I said, "Let us go back; it is going to be bad around here; the white people will not pay you anything, and let us go back; do not sign for anybody—Grimes, Russell Johnson, or M. J. Bentley; do not sign for them, or for Mr. Ives;" I said, "It is not good for us, this land down here; it is not a good place." So I went and told Mr. Thackery; I wanted to take my mother—

Senator CURTIS. You told Mr. Thackery you wanted to take your mother home?

HENRY MURDOCK. Yes, sir; I wanted to take them all back. My mother had a good many children. I wanted to take the Indians home, bring them back here. Mr. Bentley and Walter Fields arrested me, Johnny Mine, Wah-pe-che-quah, Pam-e-thot, Mah-to-wa, and Pah-pe-ache; that was all. They arrested me the first thing. Mr. Field said, "What did you come down here for; why did you come down to bother these Indians?" I told him "I did not come to bother the Indians; I want to take my mother home." He said, "You go back, you have no business here," and I said "I am right; I want to take my mother home; if my mother stays she is going to be poor;" I said, "Now she has nothing; if she stays here she will have nothing to eat; I have a right to take my mother home;" he said, "No, sir, you go home; you are a bad boy; you go home;" I said, "I guess not; that is what I think about it. I am a good farmer; I never make any trouble." Mr. Field told me then "I could keep you two years in the penitentiary before you know about it." He scared me; he had two Mexican marshals there. He said, "You go home; your wife will stay here." I thought my wife was going to stay, but she did not want to stay; she did not like that place. After that he stopped me and asked me questions and went on, bringing Mack Johnson to the camp, and Wah-pe-pah and Mah-she-quah; he arrested all of us.

Senator CURTIS. How many?

HENRY MURDOCK. Four of us.

Senator CURTIS. What did they do with you?

HENRY MURDOCK. They said "You fellows go home at 5 o'clock on this train, going to the United States; take that train; you must not stay at this place; you fellows have got to go home." He said to us, "This is a fence, which way are you going to fall, in Mexico or the United States?" I said, "I am going to the United States; I do not want to stay;" all of them, I think, said that; all my folks. He told us to go and walk to Musquiz, which is about 9 miles.

Senator CURTIS. He made you walk to Muzquiz, 9 miles?

HENRY MURDOCK. Yes, sir; this man (Bentley) and Mr. Field. Mack Johnson had a sore foot and could not walk, and besides I was sick at that time.

Senator CURTIS. Had you been drinking a little bit?

HENRY MURDOCK. No, sir; I do not think much. That was the first time I had a drink, when I went with those fellows—the Grimes crowd. Wa-pe-pah told Bentley and Field it was too far to walk from the Indian camp up to town, and said, “If we find some of those Indians we are going to ride with them.” It was pretty hard; in Mexico it is all right, and I went with Ah-nes-she-nene and Pah-pe-ache and my wife and some other Indians.

Senator CURTIS. Where did you go?

HENRY MURDOCK. To Muzquiz.

Senator CURTIS. Were you arrested then?

HENRY MURDOCK. He told us he would arrest us.

Senator CURTIS. Did they put you in jail?

HENRY MURDOCK. They put us in jail.

Senator CURTIS. Who put you in jail?

HENRY MURDOCK. I think Bentley.

Senator CURTIS. Were the policeman and Bentley there when you were put in jail?

HENRY MURDOCK. There was a policeman; I was in Roman Galan's house.

Senator CURTIS. What were you doing there?

HENRY MURDOCK. We were going to stay there, and Mack Johnson told us to go to the post-office and look for letters, and I went down there, and when I went I met a Mexican. He said, “You ran away.” I said, “No.”

Senator CURTIS. Was not Mack Johnson drunk there at that time?

HENRY MURDOCK. No, sir; I do not think so.

Senator CURTIS. Was he not lying there drunk?

HENRY MURDOCK. He might have been, but he did not look like it. A Mexican fellow arrested me. It was after dinner time and they gave me nothing to eat; they took me half a mile to work on a schoolhouse. I threw away my things; I did not want them. I cleaned off the closets.

Senator CURTIS. How many days were you there working on the school-house?

HENRY MURDOCK. About three days. When I got through I was taken back to the jail, and I handled at the jail great big rocks with the Mexicans. I am not as strong as some men.

Senator CURTIS. How long did they keep you in jail?

HENRY MURDOCK. Two days, and then they let me out.

Senator CURTIS. How much fine did you pay?

HENRY MURDOCK. Twenty-five dollars.

Senator CURTIS. Did they take you up before a judge?

HENRY MURDOCK. No, sir.

Senator CURTIS. What did they say you were charged with—being drunk or disorderly, or what was the charge?

HENRY MURDOCK. I took so much out at the village——

Senator CURTIS. That they fined you \$25?

HENRY MURDOCK. Yes, sir.

Senator CURTIS. Who paid it for you?

HENRY MURDOCK. I think A. J. Brown.

Senator CURTIS. After you got out what did you do?

HENRY MURDOCK. The Mexican officer told me to leave that day; every day I was there it would be \$50; \$50 a day if I kept on staying

there. I did not have any money at that time, and I asked him who said that, and he said Bentley and Mr. Field. I said "All right, I will go home."

Senator CURTIS. Who went to Eagle Pass with you? Did Grimes or Chapman or any of them go with you?

HENRY MURDOCK. It was some white fellow.

Senator CURTIS. Was it one of the Grimes crowd; was he a big man? If you do not know, never mind. A white man went with you; a man who used to run a saloon over at Choctaw, was that the man?

HENRY MURDOCK. No, sir; somebody; I do not remember. It might have been Tack Grimes—yes, it was Tack Grimes.

Senator CURTIS. Who paid your way over there?

HENRY MURDOCK. We paid it.

Senator CURTIS. Did you or Tack Grimes pay it?

HENRY MURDOCK. I paid my own money.

Senator CURTIS. When you got over there what did you do?

HENRY MURDOCK. He told me to stop and stay at Eagle Pass.

Senator CURTIS. How long did you stay there?

HENRY MURDOCK. Five days.

Senator CURTIS. While you were there did they bring any Indians over to sign deeds?

HENRY MURDOCK. No, sir.

Senator CURTIS. Who paid your expenses there during those five days?

HENRY MURDOCK. I paid them myself.

Senator CURTIS. You paid your way back home, did you?

HENRY MURDOCK. I had a round-trip ticket; it is a right long way, and he wanted me to stay and I would not stay.

Senator CURTIS. During the five days that you were there were those white men around Eagle Pass?

HENRY MURDOCK. Yes, sir.

Senator CURTIS. Did they have any Indians over there?

HENRY MURDOCK. Willie Murdock, that was all.

Senator CURTIS. What did they do with you boys, did they give you something to drink.

HENRY MURDOCK. He gave us money.

Senator CURTIS. How much money?

HENRY MURDOCK. Russell Johnson gave Willie some money.

Senator CURTIS. Did they buy you any whisky or mescal or beer?

HENRY MURDOCK. No, sir.

Senator CURTIS. Did they keep you at the hotel?

HENRY MURDOCK. We stayed at the hotel awhile.

Senator CURTIS. Then you came home, did you?

HENRY MURDOCK. Yes, sir; I came home.

Senator CURTIS. Did you go back to Mexico?

HENRY MURDOCK. No, sir.

Senator CURTIS. You were not there when the deeds were made, were you?

HENRY MURDOCK. No, sir; they tried to take me, but I would not go.

Senator CURTIS. They tried to get you to go again, about a year afterwards, Garrett and Grimes, did they not?

HENRY MURDOCK. Yes, sir; and Chapman.

Senator CURTIS. How much did they offer you at that time?

HENRY MURDOCK. The same.

Senator CURTIS. What did they tell you they had robbed these Indians out of, how much land?

HENRY MURDOCK. They did not tell me about that.

Senator CURTIS. Did they tell you how much land they had gotten down there before; did they not say they had gotten a good deal of land down there for a little money, and would pay you well if you would go?

HENRY MURDOCK. No, sir.

Senator CURTIS. Tell us what Chapman told you.

HENRY MURDOCK. He told me to go with them and make an affidavit and he would pay me.

Senator CURTIS. How much an affidavit would they pay you?

HENRY MURDOCK. He did not tell me; I asked him. I did not want to go out there.

Senator CURTIS. Who told you that, Grimes or Chapman?

HENRY MURDOCK. Tack Grimes and Cal Moore.

Senator CURTIS. Did Chapman tell you anything about it?

HENRY MURDOCK. No, sir; he sent those fellows to see me.

Senator CURTIS. He was the man who was furnishing the money, was he?

HENRY MURDOCK. I do not know who furnished the money.

Senator CURTIS. But you did not go back any more?

HENRY MURDOCK. No, sir.

Senator CURTIS. They charged you with being drunk out at the camp, did they not?

HENRY MURDOCK. Well, I did not go out there much.

Senator CURTIS. You had a little bit, did you not?

HENRY MURDOCK. Yes, sir.

Senator CURTIS. How many drinks, three or five, or one hundred?

HENRY MURDOCK. I do not know how much it was.

Senator CURTIS. Did you drink any mescal?

HENRY MURDOCK. That is what I drank, mescal.

Senator CURTIS. Did you not take two or three drinks of mescal—that Mexican drink?

HENRY MURDOCK. I took some of it; I do not know how much.

Senator CURTIS. That is pretty strong medicine, is it not?

HENRY MURDOCK. It is pretty strong.

Senator CURTIS. Did you not talk pretty loud to Mr. Bentley; cursing and swearing?

HENRY MURDOCK. That is what he said.

Senator CURTIS. Well, you know whether you did it or not, or do you know what you did? Were you not so drunk that you did not know what you did?

HENRY MURDOCK. There is a Shawnee fellow at Muzquiz, John Pecan, who talks loud, and he told him something. He told me he wanted me to stay and I said no, and Pecan cursed me and we went back to the village. I did not know that Mr. Bentley was there. That Shawnee fellow was talking; I said "You lie"—that is what I said to John Pecan—and he said something and cursed me back.

Senator CURTIS. And then you cursed him back again?

HENRY MURDOCK. No, sir.

Senator CURTIS. You did not hit him, did you?

HENRY MURDOCK. No, sir; I never tried to fight.

Senator CURTIS. Did you not want to fight—did not that mescal make you want to fight a little bit?

HENRY MURDOCK. No, sir.

Senator CURTIS. It usually does. You had some of that mescal and you had a drink out there.

HENRY MURDOCK. I bought it myself.

Senator CURTIS. Where did you get it—uptown?

HENRY MURDOCK. Yes, sir; in Muzquiz.

Mr. EMBRY. You lived with your mother, did you?

HENRY MURDOCK. Yes, sir.

Mr. EMBRY. How long did you live there?

HENRY MURDOCK. Three years.

Mr. EMBRY. You had a farm there, did you?

HENRY MURDOCK. Yes, sir.

Mr. EMBRY. You worked there, did you?

HENRY MURDOCK. Yes, sir.

Mr. EMBRY. You stay at home and attend to your own business, do you?

HENRY MURDOCK. Yes, sir.

Mr. EMBRY. You are not in the habit of getting drunk, are you?

HENRY MURDOCK. No, sir.

Mr. EMBRY. Do you drink any now?

HENRY MURDOCK. Sometimes.

Mr. EMBRY. But you do not make a business of getting drunk, do you?

HENRY MURDOCK. No, sir.

Mr. EMBRY. When you went down there, Grimes wanted you to go along and help him buy those lands from those Indians?

HENRY MURDOCK. Yes, sir.

Mr. EMBRY. And they arrested you at Diaz?

HENRY MURDOCK. Yes, sir.

Mr. EMBRY. Now is it not a fact that when you went there you paid duty on your goods?

HENRY MURDOCK. Yes, sir.

Mr. EMBRY. And the custom officers gave you back some big Mexican pennies?

HENRY MURDOCK. Yes, sir; big ones.

Mr. EMBRY. And you threw them back on the counter, did you not?

HENRY MURDOCK. I threw them on the table; I made fun of them. I think there were two or three pennies.

Mr. EMBRY. Then they had you arrested because you insulted the Government by throwing those pennies back?

HENRY MURDOCK. Yes, sir.

Mr. EMBRY. Then those fellows explained to the Mexican officers that you were drunk or you would not have done that, did they not?

HENRY MURDOCK. Yes, sir.

Mr. EMBRY. Were you or not drunk?

HENRY MURDOCK. I was not drunk.

Mr. EMBRY. They made that explanation to the Mexican officers to keep them from punishing you for throwing back the coin of the realm there?

HENRY MURDOCK. Yes, sir; I suppose so.

Mr. EMBRY. Who paid your fine?

HENRY MURDOCK. A. T. Brown.

MR. EMBRY. Now, you went on down to the Indian camp. Was your mother there at the Indian camp, or your stepmother?

HENRY MURDOCK. My mother.

MR. EMBRY. Were any of the rest of your family at the Indian camp—you have a father, have you?

HENRY MURDOCK. Yes, sir.

MR. EMBRY. Was any of the rest of your family besides your father and stepmother there?

HENRY MURDOCK. Yes, sir; Willie and my sister.

MR. EMBRY. What kind of country did you find when you got down there?

HENRY MURDOCK. It is not very good country.

MR. EMBRY. You did not think it was a very good country for Indians?

HENRY MURDOCK. No, sir.

MR. EMBRY. You did not consider it a good country for Indians?

HENRY MURDOCK. No, sir.

MR. EMBRY. And you advised your stepfather and your mother and your brother, Willie, and your sister to go back to Oklahoma?

HENRY MURDOCK. Yes, sir.

MR. EMBRY. And not stay there?

HENRY MURDOCK. Yes, sir.

MR. EMBRY. Those white people would not pay them enough for the land?

HENRY MURDOCK. Yes, sir.

MR. EMBRY. And that that was not a good place for Indians?

HENRY MURDOCK. Yes, sir.

MR. EMBRY. And you wanted them to go back?

HENRY MURDOCK. Yes, sir.

MR. EMBRY. Had you at that time told Mr. Grimes that you would not help him?

HENRY MURDOCK. Yes, sir; I told him I did not want to do that.

MR. EMBRY. And Field and Bentley did not want you to induce these people to go back to Oklahoma, did they?

HENRY MURDOCK. No, sir.

MR. EMBRY. They wanted your mother and stepfather and sister to stay there, did they?

HENRY MURDOCK. Yes, sir.

MR. EMBRY. Was it then that Mr. Field told you that he could have you put in the penitentiary for two years?

HENRY MURDOCK. Yes, sir.

MR. EMBRY. What did he tell you he could do it for?

HENRY MURDOCK. Because I tried to tell him this; I tried to help him out myself because the Indians can not talk much English. That is what I said.

MR. EMBRY. Were you telling the Indians or not that day to sell their lands?

HENRY MURDOCK. I tried to tell the Indians not to sign for those white people.

MR. EMBRY. For Grimes or Bentley or Fields or Al Brown or anybody else?

HENRY MURDOCK. Yes, sir; I said it was better for us to go back; we could get our land ourselves; that we did not have to hire somebody else.

Mr. EMBRY. Was it for that that Bentley had you arrested?

HENRY MURDOCK. That is what I was arrested for.

Mr. EMBRY. And the policeman came down and took you?

HENRY MURDOCK. Yes, sir.

Mr. EMBRY. How many other Indians did he take with you?

HENRY MURDOCK. Four of us.

Mr. EMBRY. And put you in that house, did he?

HENRY MURDOCK. Roman Galan's, the Mexican.

Mr. EMBRY. Was that where he kept you, in jail, in Roman Galan's house?

HENRY MURDOCK. No, sir; he took me himself, the marshal; he arrested me afterwards at Galan's house.

Senator CURTIS. After you left Galan's house the marshal took you?

HENRY MURDOCK. Yes, sir; Mr. Bentley told him, "Henry has run off," and the Mexican ran over to try to find me.

Mr. EMBRY. Who took you to Galan's house?

HENRY MURDOCK. He told us it was better to stay out there; he said, "Don't go away," and we went down there and Mack Johnson told me to go to the post-office to look for letters.

Mr. EMBRY. Who took you from the camp to Galan's house?

HENRY MURDOCK. I went to the Indians; the Mexican came on behind us.

Mr. EMBRY. The Mexican marshal?

HENRY MURDOCK. Yes, sir.

The CHAIRMAN. You mean that you were taken there after you were arrested?

HENRY MURDOCK. Yes, sir.

Mr. EMBRY. That was after you were arrested?

HENRY MURDOCK. Yes, sir.

Mr. EMBRY. How long did you stay at Galan's house?

HENRY MURDOCK. About twenty-five minutes.

Mr. EMBRY. That was when you started to the post-office?

HENRY MURDOCK. Yes, sir.

Mr. EMBRY. And it was then that they said you were trying to get away?

HENRY MURDOCK. I guess so; the Mexican officer went over the country looking for me.

Mr. EMBRY. Where was Bentley at that time?

HENRY MURDOCK. He was in there.

Mr. EMBRY. In Galan's house?

HENRY MURDOCK. He was some place in there; he went on up there and missed me and told the Mexican.

Mr. EMBRY. Did you see Bentley talking with any of the Mexicans?

HENRY MURDOCK. No, sir; I went to the post-office; I did not see him.

Mr. EMBRY. When they got you again they took you to jail, did they?

HENRY MURDOCK. They took me to jail.

Mr. EMBRY. And the charge made against you was that you were talking too much at camp?

HENRY MURDOCK. Yes, sir; that is it.

Mr. EMBRY. And they kept you there two days?

HENRY MURDOCK. Yes, sir; two days.



Mr. EMBRY. And it cost you \$25 to get out?

HENRY MURDOCK. Yes, sir; Mexican money.

Mr. EMBRY. Who was it that told you it would cost you \$50 a day if you stayed there?

HENRY MURDOCK. Guajardo and the Mexican officer.

Mr. EMBRY. Did you have any talk with Mr. Field about it?

HENRY MURDOCK. No, sir.

Mr. EMBRY. Did you leave when he told you it would cost you \$50 a day to stay there?

HENRY MURDOCK. Yes, sir; he kept me in until the time the train was going and told me to go off.

Mr. EMBRY. Who told you to go off?

HENRY MURDOCK. The Mexican officer.

Mr. EMBRY. Did you see Bentley or Field after that?

HENRY MURDOCK. Yes, sir.

Mr. EMBRY. Where did you see them?

HENRY MURDOCK. I saw Field in the station, and I saw Bentley around there in the town.

Mr. EMBRY. At the time you were put on the train and told to go?

HENRY MURDOCK. Yes, sir.

Mr. EMBRY. Did you see them after that and before you saw them up in this country?

HENRY MURDOCK. It was after that.

Mr. EMBRY. After you got on the train to leave did you see Bentley or Field any more?

HENRY MURDOCK. No, sir.

Mr. EMBRY. What were Field and Bentley doing with those Indians down there at the time you were in camp; how were they treating them?

HENRY MURDOCK. I got down the first day and Bentley came out there about two days after, I think, and he called all these Indians to Wah-pah-ho-ko's place—to the chief's house.

Mr. EMBRY. Who called them?

HENRY MURDOCK. He called all the Indians, and I went; Wah-pe-che-quah appointed me to be interpreter for those Indians. Mr. Bentley said to those Indians, "This new paper, this new law, has been passed; it is pretty strong." That is what he told the Indians. He said, "I have been working for you Indians about ten years, and working hard. I tried to get you good lands around here; we have had some Congressmen" I think about twelve—I have forgotten how many Congressmen he had in Washington—"and Johnny Mine and I, and we have come down here to kick out everything that will not work." That is what they told the Indians. He said, "I have been working ten years to get good lands for you and the Congressmen will help us to get lands somewhere." I think 32 by 26 miles, big reservations in Mexico, and so many head of cows and horses and mules; if you kill them every day, one cow a day, you will never kill all of them.

Mr. EMBRY. That is, if you had so many cows and killed one a day you would not kill them all.

HENRY MURDOCK. Yes, sir; there were a whole lot. Sometimes in the fall the cows fatten and we pick out the best ones and sell them way off in a big city.

Mr. EMBRY. You mean you pick out the best cows in the fall and sell them?

HENRY MURDOCK. Yes, sir. Mr. Bentley said, "I am going to help with it; I am going to live on it; I am going to put big houses on it."

Mr. EMBRY. Mr. Bentley said that?

HENRY MURDOCK. Yes, sir; he said he would put up big places and would stay with these people all the time.

Mr. EMBRY. Bentley said he would stay with them all the time?

HENRY MURDOCK. Yes, sir; and we would sell these cows and divide the money.

Mr. EMBRY. If you sold the cows the money would come and you would divide it?

HENRY MURDOCK. Yes, sir.

Mr. EMBRY. What did he tell the Indians about their Oklahoma allotments?

HENRY MURDOCK. He said to these Indians that there were about 20 of these Oklahoma Indians out there—bad Indians. He said, "We do not want them; they are bad Indians. When they come in we will chase them out and let them stay in the United States." I said to myself, "I guess not; all the good workers were in Oklahoma."

Mr. EMBRY. What did Bentley say about those Kickapoos, as to what they should do with their Oklahoma lands? Did he tell them what to do with their Oklahoma land?

HENRY MURDOCK. He said, "We have this new law on our book. We changed it."

Mr. EMBRY. Changed it how?

HENRY MURDOCK. To get Mexican lands.

Mr. EMBRY. You mean changed Oklahoma land for Mexican land?

HENRY MURDOCK. Yes, sir.

Mr. EMBRY. Not sell it, but change it?

HENRY MURDOCK. Yes, sir. He said, "If you sell your land your money will be gone."

Mr. EMBRY. And the idea was not to sell the land, but to change the Oklahoma land for Mexican land?

HENRY MURDOCK. Yes, sir.

Mr. EMBRY. And he told them about what kind of land he would get them, did he?

HENRY MURDOCK. He said it was a good place for the Indians; good lands.

Mr. EMBRY. But you still insisted that your mother and step-father and brother and sister should come home and stay on their Oklahoma land?

HENRY MURDOCK. Yes, sir.

Mr. EMBRY. And you think that was what you were thrown in jail for?

HENRY MURDOCK. Yes, sir.

The CHAIRMAN. Did they come back?

Mr. THACKERY. Yes, sir; about a year ago.

Mr. BENTLEY. Do you not know that at the time you were arrested in Muzquiz, Jim Deer and Wah-po-ho-ko and a whole lot of the council had been in there and made complaint to Guajardo that you had been out there drinking and talking too much, and they did not want you because Grimes brought you and they were afraid of you?

HENRY MURDOCK. I came with them; I did not go by myself.

Mr. BENTLEY. Do you not know that they had been in there, and did not Guajardo tell you that they had been there and complained about you; they wanted four of you to leave the camp? Did not Guajardo tell you if you did not want to put your land into Mexican land you had better go back home?

HENRY MURDOCK. No, sir; he never told me that.

Mr. BENTLEY. You know that they had been in there and complained against you, do you not, Wah-po-ho-ko and Jim Deer, and the other members of the council; you knew that they did not want you there?

HENRY MURDOCK. No, sir; they did not tell me anything.

Mr. BENTLEY. You know that Wah-pe-che-qua did not want you there, did you not?

HENRY MURDOCK. No, sir; he did not tell me anything.

Mr. BENTLEY. You say you went there to get your mother and sister and stepfather and all the children and all those folks to take them back to Oklahoma; that is what you went for, was it not?

HENRY MURDOCK. Yes, sir.

Mr. BENTLEY. When you came out to Eagle Pass you found Mr Thackery there?

HENRY MURDOCK. Yes, sir.

Mr. BENTLEY. Did Mr. Thackery tell you you had better wait there awhile?

HENRY MURDOCK. No, sir; he did not say anything.

Mr. BENTLEY. He did not say anything to you at all?

HENRY MURDOCK. No, sir.

Mr. BENTLEY. How many days did you stay at Eagle Pass?

HENRY MURDOCK. Five days.

Mr. BENTLEY. How much money did you have with you at that time?

HENRY MURDOCK. I had \$15.

Mr. BENTLEY. If your mother and all her folks and all those Indians that you went to get were going to follow you out and come to Oklahoma, how were you going to get them up here—who was going to furnish the money?

HENRY MURDOCK. That fellow who wears glasses.

Mr. BENTLEY. George Outcalt?

HENRY MURDOCK. He said he would pay for it; I would get the lease money and could pay it back to him.

Mr. BENTLEY. If you got them to Eagle Pass he would fix it so you could get them back?

HENRY MURDOCK. Yes, sir.

Mr. BENTLEY. Do you not know that if you had brought them to Eagle Pass that Grimes would have taken them and scared them and held up their deeds and they would never have got to Oklahoma; don't you know that now?

HENRY MURDOCK. No, sir.

Mr. BENTLEY. You know that he did do it, do you not?

HENRY MURDOCK. No, sir.

Senator CURTIS. You know that Grimes did get deeds from your relatives, or that they made the deeds—they have sold their lands, your relatives, have they not?

HENRY MURDOCK. They got it—yes, sir—just the same.

The CHAIRMAN. You know it now, do you not?

HENRY MURDOCK. I know it now, but did not before.

Mr. BENTLEY. Did not Mr. Field tell you in my presence that the Government of the United States had sent you to school, that you had received an education, and that you had more sense than those other Kickapoos, and it was wrong for you to come and sell your poor old mother's land to Mr. Grimes for \$200; it was wrong for you to come and use your education among these Kickapoos to aid Grimes in buying land?

HENRY MURDOCK. No, sir; he did not tell me that.

Mr. BENTLEY. Did he not tell you that if you helped Grimes to sell these people's land that you ought to go to the penitentiary; is not that what he told you?

HENRY MURDOCK. No, sir; he did not.

Mr. BENTLEY. Are you sure he did not tell you that?

HENRY MURDOCK. Yes, sir.

Mr. BENTLEY. You say that you and Mack Johnson and those other Indians went into Muzquiz and then went to Roman Galan's house?

HENRY MURDOCK. Yes, sir.

Mr. BENTLEY. Did I not try to get you to stay in that house; did I not tell you all you had better stay here or you would get into trouble?

HENRY MURDOCK. You did not tell me; you might have told Mack Johnson.

Mr. BENTLEY. Did I not tell you if you went uptown the policemen would get you and you had better stay here?

HENRY MURDOCK. No, sir.

Mr. BENTLEY. Are you sure about that?

HENRY MURDOCK. The last time I saw you in the village you came down after that.

Mr. BENTLEY. You have testified that I was there at that time at Roman Galan's house, and Mack Johnson was there lying down sick in the back room and drunk, and the policeman was hunting for you, and I told you you had better stay here or you would get into trouble.

HENRY MURDOCK. You might have done so.

Mr. EMBRY. What was it that George Outcalt said about furnishing the lease money?

HENRY MURDOCK. I went down there and my mother, stepfather, brother, and sisters were there, and I told them to go with me back to the United States. I went to see George, and I told him all about it. My mother was to get \$200 a year lease money; besides that Ah-neshene got money.

Mr. EMBRY. You told George all about their wanting to go back to the United States. What did he say about the lease money?

HENRY MURDOCK. He said, "It will be all right, Henry; I will help you out."

Mr. EMBRY. That was the lease money?

HENRY MURDOCK. Mr. Thackery brought some lease money.

Mr. EMBRY. He brought it to what place?

HENRY MURDOCK. To Muzquiz.

Mr. EMBRY. Was it at Muzquiz that you talked to George about it?

HENRY MURDOCK. Yes, sir.

Mr. EMBRY. And George said all right he would pay the lease money to your mother so she could get back to the United States?

HENRY MURDOCK. Yes, sir.

Mr. EMBRY. Were you arrested before you got your mother over there to get the lease money?

HENRY MURDOCK. Before I was arrested, I guess.

Mr. EMBRY. You do not know whether your mother got over to get the lease money or not before you were arrested, do you?

HENRY MURDOCK. No, sir; I do not.

Mr. EMBRY. How long was it that you talked with George—you told him that you wanted him to get your mother her lease money so she could come back to the United States—how long was that before your arrest?

HENRY MURDOCK. Two days.

The witness was thereupon excused, and the committee took a recess until 1.30 p. m.

#### AFTER RECESS.

The committee met at 1.30 o'clock p. m.

MAS-SQUA-KO, having been first duly sworn, and her interpreter, Joseph Whipple, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

MAS-SQUA-KO. Mas-squa-ko.

Senator CURTIS. Where do you live?

MAS-SQUA-KO. I live up here at my sister's, in Oklahoma.

Senator CURTIS. How long have you lived in Oklahoma?

MAS-SQUA-KO. I do not know how long. I have been here a long time.

Senator CURTIS. Are you a Kickapoo Indian?

MAS-SQUA-KO. Yes, sir.

Senator CURTIS. Do you own any lands in Oklahoma?

MAS-SQUA-KO. Yes, sir.

Senator CURTIS. How many acres do you own?

MAS-SQUA-KO. Eighty acres.

Senator CURTIS. Have you ever lived on it?

MAS-SQUA-KO. No, sir.

Senator CURTIS. Is it rented now or have you possession of it?

MAS-SQUA-KO. Yes, sir; it is rented.

Senator CURTIS. Have you been in Mexico at any time during the last two or three years?

MAS-SQUA-KO. Yes, sir.

Senator CURTIS. When did you go there?

MAS-SQUA-KO. Four years ago.

Senator CURTIS. Who took you down there?

MAS-SQUA-KO. Nobody; I just took myself down.

Senator CURTIS. Were you there when Mr. Thackery, the agent, came down there last spring a year ago to pay some lease money?

MAS-SQUA-KO. Yes, sir; I was there.

Senator CURTIS. Did you see Mr. Thackery when he was down there?

MAS-SQUA-KO. No, sir.

Senator CURTIS. Did you see Mr. L. C. Grimes and Mr. Chapman down there?

MAS-SQUA-KO. Yes, sir.

Senator CURTIS. Did you talk with any of those men?

MAS-SQUA-KO. No, sir.

Senator CURTIS. Were you there the first time when the Indians were taken to Guajardo's house in Muzquiz?

MAS-SQUA-KO. Yes, sir; I was there.

Senator CURTIS. State to the committee how they came down to the camp for the Indians, how many coaches they had, and whether they had any policemen, and what white men were there.

MAS-SQUA-KO. I do not know how many there were. I went over to the store at Muzquiz; that is where they took me.

Senator CURTIS. Did they take you up to Guajardo's house?

MAS-SQUA-KO. Yes, sir.

Senator CURTIS. What white men were there that you knew?

MAS-SQUA-KO. Mr. Grimes was there.

Senator CURTIS. Was Mr. Sweeney there?

MAS-SQUA-KO. No, sir.

Senator CURTIS. Was Doctor Conine there?

MAS-SQUA-KO. Yes, sir; there was quite a bunch of them around there; I could not name them all, but Mr. Grimes, I personally know him.

Senator CURTIS. Who took you from the store up to Guajardo's house?

MAS-SQUA-KO. Pah-pe-ache and Mack Johnson.

Senator CURTIS. When they got you up to the house what did they do with you?

MAS-SQUA-KO. I went upstairs.

Senator CURTIS. What did they say to you?

MAS-SQUA-KO. They never said anything to me, and I never touched any pen.

Senator CURTIS. Did they ask you if you wanted to sell your land?

MAS-SQUA-KO. Yes, sir.

Senator CURTIS. What did you say?

MAS-SQUA-KO. I said no.

Senator CURTIS. While you were there did you touch a pen to sell your land to Grimes, Chapman, or to any other person?

MAS-SQUA-KO. No sir.

Senator CURTIS. While you were there did they give you \$800 in money?

MAS-SQUA-KO. No, sir.

Senator CURTIS. Did they give you any money at all?

MAS-SQUA-KO. No, sir; nothing.

Senator CURTIS. Did you authorize anybody there to sign your name for you to sell your land?

MAS-SQUA-KO. No, sir.

Senator CURTIS. Afterwards did you sign a check to draw any money out of the First National Bank, of Eagle Pass, Tex., along in January, 1907?

MAS-SQUA-KO. No, sir.

Senator CURTIS. Did you authorize Doctor Conine to draw any money out of the bank for you?

MAS-SQUA-KO. No, sir.

Senator CURTIS. Were you ever at Guajardo's house, except that one time?

MAS-SQUA-KO. No, sir; that one time only.

Senator CURTIS. Do you know Tony Alexander, the man with a split lip?

MAS-SQUA-KO. Yes, sir.

Senator CURTIS. Did Mack Johnson and that man and Conine try to get you to sign a check to draw money out of the bank?

MAS-SQUA-KO. No, sir.

Senator CURTIS. Did either of those men ever give you any money?

MAS-SQUA-KO. No, sir.

Senator CURTIS. Have you ever signed a deed for anybody?

MAS-SQUA-KO. I did for Mr. Clark.

Senator CURTIS. Joe Clark?

MAS-SQUA-KO. Yes, sir.

Senator CURTIS. Did you sell your land to Joe Clark?

MAS-SQUA-KO. Mr. Joe Clark told me it was lease-money payment.

Senator CURTIS. Did you make a deed to Mr. Clark?

MAS-SQUA-KO. I told Mr. Thackery about it, and he said it was lease money.

Senator CURTIS. Did you ever sign any deed to Mr. Clark?

MAS-SQUA-KO. No, sir; it was just lease money.

Senator CURTIS. Then, as I understand it, you never signed a deed to any person?

MAS-SQUA-KO. No, sir; as far as I know I have not sold it.

Senator CURTIS. Did you ever make a deed to Mr. Bentley?

MAS-SQUA-KO. No, sir.

Mr. EMBRY. Did you get any Washington money at Eagle Pass, and if so, how much?

MAS-SQUA-KO. Yes, sir; \$200.

The witness was thereupon excused.

AH-NES-SHEN-NENE, having been first duly sworn, and his interpreter, Joe Whipple, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

AH-NES-SHEN-NENE. Ah-nes-shen-nene.

Senator CURTIS. Are you a Kickapoo Indian?

AH-NES-SHEN-NENE. Yes, sir.

Senator CURTIS. Were you down in Mexico in July, 1906.

AH-NES-SHEN-NENE. Yes, sir; I was down there.

Senator CURTIS. Did you meet Mr. Grimes and Mr. Chapman down there?

AH-NES-SHEN-NENE. Yes, sir.

Senator CURTIS. Were you out at the Indian camp?

AH-NES-SHEN-NENE. Yes, sir; I was there.

Senator CURTIS. Did you have your wife there?

AH-NES-SHEN-NENE. Yes, sir.

Senator CURTIS. Did Grimes come to see you out at the camp?

AH-NES-SHEN-NENE. Yes, sir; he came there.

Senator CURTIS. What did he say to you?

AH-NES-SHEN-NENE. He said "We will go across the river."

Senator CURTIS. Did he give you anything to drink?

AH-NES-SHEN-NENE. As long as he stayed there I was drunk all the time.

Senator CURTIS. As long as Grimes stayed there you were drunk all the time?

AH-NES-SHEN-NENE. Yes, sir.

Senator CURTIS. Did Grimes furnish you the whisky?

AH-NES-SHEN-NENE. He gave me money sometimes.

The CHAIRMAN. He gave you money to buy whisky with, did he?

AH-NES-SHEN-NENE. Yes, sir.

Senator CURTIS. At that time when Grimes told you that he wanted you to go over the river with him did he give you anything to drink?

AH-NES-SHEN-NENE. Yes, sir.

Senator CURTIS. How much did he give you?

AH-NES-SHEN-NENE. About 50 cents' worth.

Senator CURTIS. Were you drunk when you went over the river with him?

AH-NES-SHEN-NENE. Yes, sir; I was drunk.

Senator CURTIS. Did you take your wife with you?

AH-NES-SHEN-NENE. Yes, sir.

Senator CURTIS. Now, tell the committee what occurred when you and your wife and Grimes went over the river to Eagle Pass, and who went with you.

AH-NES-SHEN-NENE. Mack Johnson, Tah-pe-ach, Willie [Murdock, and me.

Senator CURTIS. Where did they take you?

AH-NES-SHEN-NENE. To C. P. Diaz.

Senator CURTIS. Did you go over to Eagle Pass?

AH-NES-SHEN-NENE. Yes, sir.

Senator CURTIS. Who bought the tickets?

AH-NES-SHEN-NENE. Mr. Grimes paid for the whole thing.

Senator CURTIS. Now, state what occurred after you got to Eagle Pass.

AH-NES-SHEN-NENE. When we got off, there was a barn alongside of the river over there, and that is where they took us.

Senator CURTIS. And they kept you in that barn?

AH-NES-SHEN-NENE. Yes, sir; it was a blacksmith's place.

Senator CURTIS. Did they keep you in the barn or wagon yard?

AH-NES-SHEN-NENE. Yes, sir; it was a buggy shed; they moved the buggies out and put us in the buggy shed.

Senator CURTIS. How long did they keep you and your wife and those other Indians there?

AH-NES-SHEN-NENE. Twelve days.

Senator CURTIS. While you were there who paid for the meals you had to eat?

AH-NES-SHEN-NENE. Mr. Grimes and Mr. Johnson.

Senator CURTIS. Did they kill any beef or hogs for you to eat while you were there?

AH-NES-SHEN-NENE. No, sir; we bought it ourselves.

Senator CURTIS. Did they furnish anything to drink?

AH-NES-SHEN-NENE. Yes, sir; it was there; there was a bucket full of beer there all the time.

Senator CURTIS. Did they take you up to the bank, or to any lawyer's place, or other place, to have you sign any papers?

AH-NES-SHEN-NENE. Yes, sir.

Senator CURTIS. State what they said to you.

AH-NES-SHEN-NENE. He said, "I want you to sign."

Senator CURTIS. Who said that?



AH-NES-SHEN-NENE. Mack Johnson.

Senator CURTIS. What did he say?

AH-NES-SHEN-NENE. He said, "You can touch the pen." Mack Johnson said that to me.

Senator CURTIS. Then what did you say?

AH-NES-SHEN-NENE. I said, "I do not want to sell anything," and I went away from there.

Senator CURTIS. What else occurred?

AH-NES-SHEN-NENE. Mack Johnson came down there again where we were, and we went and drank some whisky.

Senator CURTIS. Now, go on and tell the committee everything that occurred.

AH-NES-SHEN-NENE. After we took a drink we went over there again to that bank on the west side; we went on through and went to the privy. Then we drank up a pint of whisky right in that privy; then we went right back to the bank and they commenced to tell me to sign. I told them no, and then I went on around again and we drank a little half pint up, and of course I was drunk then; I had drank before that, and drank all this up, and I was drunk; I did not know what I was doing and must have signed then.

Senator CURTIS. Do you remember of having signed your name to a deed there, or touched a pen?

AH-NES-SHEN-NENE. The next morning they told me I had signed my land away.

Senator CURTIS. What did you say to them?

AH-NES-SHEN-NENE. I told them when I was drunk I never signed it. I told them that Moses Neal allotted me this land and the time has not expired for me to sell the land. Colonel Moses told the Kickapoos at the time the land was allotted that if after twenty-five years we wanted to do something with that land, we could do it. He said, "You can not sell it or trade it away for that length of time, and at the end of that time the Government may move it a little longer for you." Then I just thought I had never sold my land.

Senator CURTIS. Did they pay you any money?

AH-NES-SHEN-NENE. The next morning they gave me some.

Senator CURTIS. How much did they give you?

AH-NES-SHEN-NENE. Eight hundred dollars.

Senator CURTIS. Did they not give you \$1,000—did they not give you \$200 more?

AH-NES-SHEN-NENE. No, sir.

Senator CURTIS. Did they tell you to whom you had sold your land, that you had sold one piece to Chapman for \$200?

AH-NES-SHEN-NENE. No, sir; I do not know anything about that.

Senator CURTIS. Did you sell one piece to C. M. Cade for \$800?

AH-NES-SHEN-NENE. Mack Johnson asked me if I wanted to sell 25 acres, and I said one-half of this—

Senator CURTIS. Was that the dead land?

AH-NES-SHEN-NENE. No, sir; it was live land. It belonged to my mother and he wanted to give me only \$25.

Senator CURTIS. Did they give you \$25?

AH-NES-SHEN-NENE. They gave me \$300 for that 25 acres.

Senator CURTIS. Where did that occur?

AH-NES-SHEN-NENE. Down at Eagle Pass.

Senator CURTIS. Was that at the same time they had the other transaction with you?

AH-NES-SHEN-NENE. Yes, sir.

Senator CURTIS. One of these deeds is dated July 9, 1906—that is, a month afterwards—and one is dated June 23.

AH-NES-SHEN-NENE. Afterwards they gave it to me.

Senator CURTIS. Did they give you the big money first, or the small amount first?

AH-NES-SHEN-NENE. They gave me that money; they claimed I had sold my land and gave me the big money, and then afterwards they gave me the little money.

Senator CURTIS. Then they gave you altogether \$1,100?

AH-NES-SHEN-NENE. They came afterwards and I got that \$300.

Senator CURTIS. Did anybody explain to you what you were selling when you signed those papers?

AH-NES-SHEN-NENE. They never explained to me anything; they just told me, "You have sold your land."

Senator CURTIS. That was the next day after they claimed you had signed the deeds?

AH-NES-SHEN-NENE. Yes, sir; that was the time they gave me the money, the next day. Mack Johnson was interpreter. That was the time I sold that land.

Senator CURTIS. How long did you live in Mexico?

AH-NES-SHEN-NENE. Just four years.

Senator CURTIS. Do you claim Oklahoma your home?

AH-NES-SHEN-NENE. No, sir; I just went over there to pay a visit to Mexico. I had some relations in Mexico, and went there to visit them.

Senator CURTIS. Then you have considered this your home all the time, have you?

AH-NES-SHEN-NENE. That is just the reason I came. I never knew anything about me selling my land, and was going to come back to my land. This is my home.

Senator CURTIS. Can you get on your land now, or do they keep you off of it?

AH-NES-SHEN-NENE. There is a house there now.

Senator CURTIS. And other people have it?

AH-NES-SHEN-NENE. Yes, sir.

Senator CURTIS. Did you ever sell your land to Bentley?

AH-NES-SHEN-NENE. No, sir.

Senator CURTIS. Have you ever had any transaction with Mr. Bentley whereby your land was to be exchanged for land in Mexico?

AH-NES-SHEN-NENE. No, sir.

Mr. BENTLEY. I would like to ask one or two questions.

The CHAIRMAN. Very well.

Mr. BENTLEY. Do you remember the morning when we got up there to camp and there were a lot of coaches around there and a number of policemen?

AH-NES-SHEN-NENE. Yes, sir.

Mr. BENTLEY. Do you know when those parties came in the night that time whether they had any mescal with them or not?

AH-NES-SHEN-NENE. No, sir; I did not see any.

AH-NES-SHEN-NENE. Mack Johnson.

Senator CURTIS. What did he say?

AH-NES-SHEN-NENE. He said, "You can touch the pen." Mack Johnson said that to me.

Senator CURTIS. Then what did you say?

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AH-NES-SHEN-NENE. The next morning they gave me some.

Senator CURTIS. How much did they give you?

AH-NES-SHEN-NENE. Eight hundred dollars.

Senator CURTIS. Did they not give you \$1,000—did they not give you \$200 more?

AH-NES-SHEN-NENE. No, sir.

Senator CURTIS. Did they tell you to whom you had sold your land; that you had sold one piece to Chapman for \$200?

AH-NES-SHEN-NENE. No, sir; I do not know anything about that.

Senator CURTIS. Did you sell one piece to C. M. Cade for \$800?

AH-NES-SHEN-NENE. Mack Johnson asked me if I wanted to sell 25 acres, and I said one-half of this—

Senator CURTIS. Was that the dead land?

AH-NES-SHEN-NENE. No, sir; it was live land. It belonged to my mother, and he wanted to give me only \$25.

Senator CURTIS. Did they give you \$25?

AH-NES-SHEN-NENE. They gave me \$300 for that 25 acres.

Senator CURTIS. Where did that occur?

AH-NES-SHEN-NENE. Down at Eagle Pass.

Senator CURTIS. Was that at the same time they had the other transaction with you?

AH-NES-SHEN-NENE. Yes, sir.

Senator CURTIS. One of these deeds is dated July 9, 1906—that is, a month afterwards—and one is dated June 23.

AH-NES-SHEN-NENE. Afterwards they gave it to me.

Senator CURTIS. Did they give you the big money first, or the small amount first?

AH-NES-SHEN-NENE. They gave me that money; they claimed I had sold my land and gave me the big money, and then afterwards they gave me the little money.

Senator CURTIS. Then they gave you altogether \$1,100?

AH-NES-SHEN-NENE. They came afterwards and I got that \$300.

Senator CURTIS. Did anybody explain to you what you were selling when you signed those papers?

AH-NES-SHEN-NENE. They never explained to me anything; they just told me, "You have sold your land."

Senator CURTIS. That was the next day after they claimed you had signed the deeds?

AH-NES-SHEN-NENE. Yes, sir; that was the time they gave me the money, the next day. Mack Johnson was interpreter. That was the time I sold that land.

Senator CURTIS. How long did you live in Mexico?

AH-NES-SHEN-NENE. Just four years.

Senator CURTIS. Do you claim Oklahoma your home?

AH-NES-SHEN-NENE. No, sir; I just went over there to pay a visit to Mexico. I had some relations in Mexico, and went there to visit them.

Senator CURTIS. Then you have considered this your home all the time, have you?

AH-NES-SHEN-NENE. That is just the reason I came. I never knew anything about me selling my land, and was going to come back to my land. This is my home.

Senator CURTIS. Can you get on your land now, or do they keep you off of it?

AH-NES-SHEN-NENE. There is a house there now.

Senator CURTIS. And other people have it?

AH-NES-SHEN-NENE. Yes, sir.

Senator CURTIS. Did you ever sell your land to Bentley?

AH-NES-SHEN-NENE. No, sir.

Senator CURTIS. Have you ever had any transaction with Mr. Bentley whereby your land was to be exchanged for land in Mexico?

AH-NES-SHEN-NENE. No, sir.

Mr. BENTLEY. I would like to ask one or two questions.

The CHAIRMAN. Very well.

Mr. BENTLEY. Do you remember the morning when we got up there to camp and there were a lot of coaches around there and a number of policemen?

AH-NES-SHEN-NENE. Yes, sir.

Mr. BENTLEY. Do you know when those parties came in the night that time whether they had any mescal with them or not?

AH-NES-SHEN-NENE. No, sir; I did not see any.

Mr. BENTLEY. Do you remember that in the morning Mr. Grimes came to you and tried to get you and to coax your wife to go to Eagle Pass?

AH-NES-SHEN-NENE. Yes, sir.

Mr. BENTLEY. When Grimes first came he had not been drinking, and did you not tell Grimes that you would not go, and that your wife would not go?

AH-NES-SHEN-NENE. Yes, sir.

Mr. BENTLEY. Then Grimes gave you a big bottle, did he not?

AH-NES-SHEN-NENE. Over at Muzquiz they gave it to me.

Mr. BENTLEY. But at the Indian village, before you started that morning—first, in the morning he was not drunk, and then about 9 o'clock was he not running around everywhere, and did not Grimes get you drunk right there?

AH-NES-SHEN-NENE. Mr. Grimes did not give it to me, but I got it there close by.

Mr. BENTLEY. Some of those men who were with Grimes gave it to you, did they not?

AH-NES-SHEN-NENE. No; the Mexicans gave it to me. A Mexican lived right there with us, right close to the village.

Mr. BENTLEY. Do you not know that these white fellows paid for it there and then got the Indians to go and get it?

AH-NES-SHEN-NENE. No, sir; they never told me that.

Mr. BENTLEY. On that morning when you took your wife and had her get in that buggy, did you not have to urge her a good deal? She did not want to go, and did you not have to push her along to get her in the buggy?

AH-NES-SHEN-NENE. I was not pushing her at all; I was not right there at that time.

Mr. BENTLEY. I know; but that was when they got into the buggy to go to Muzquiz for Eagle Pass.

AH-NES-SHEN-NENE. The other Indians lived in Nacimiento and they went over there and notified me to come on, and just about the break of day I was at this other village, and then we went on to Muzquiz. I was with Pah-pe-ach.

Mr. BENTLEY. Was that the time that Ah-ten-y-tuck went along?

AH-NES-SHEN-NENE. I have seen him around there.

Mr. BENTLEY. Is that the day you went out; did you all go out together that day; that was, when there were so many drunk and so many policemen?

AH-NES-SHEN-NENE. Yes, sir; we were drunk when they were there all the time.

Mr. BENTLEY. Do you not know that your wife, Kee-sha-ko-theo, did not want to sell her land in Oklahoma, but wanted to put it in with these other Indians and stay there at Oklahoma?

AH-NES-SHEN-NENE. I do not know anything about that.

Mr. EMBRY. You stated that a Mexican kept mescal there close to the camp.

AH-NES-SHEN-NENE. Yes, sir.

Mr. EMBRY. How far from the camp was this Mexican mescal joint?

AH-NES-SHEN-NENE. It was just west of us there; it is not a mile.

Mr. EMBRY. How long had the Indians been getting mescal at that place from that Mexican?

AH-NES-SHEN-NENE. Ever since I have been there. I have been there four years and they have been getting it there all the time.

Mr. EMBRY. The Indians have been in the habit of going down there and getting mescal and getting drunk, have they?

AH-NES-SHEN-NENE. Yes, sir.

Mr. EMBRY. Would the Mexicans bring the mescal up in the camp sometimes and sell it to the boys?

AH-NES-SHEN-NENE. No, sir; they would generally go there themselves.

Mr. EMBRY. The Indians had all the mescal they wanted at any time, did they not?

AH-NES-SHEN-NENE. Yes, sir; we would pawn our clothes or anything like that and go and get mescal with it.

Mr. EMBRY. Do you mean you would sell your clothes or pledge your clothes to the Mexicans for mescal?

AH-NES-SHEN-NENE. Yes, sir.

Mr. EMBRY. Did you get any lease money or Government money when you were down in Mexico?

AH-NES-SHEN-NENE. Yes, sir.

Mr. EMBRY. Do you know how much you got?

AH-NES-SHEN-NENE. Mr. Bentley brought us \$220 in Mexican money.

Mr. EMBRY. Mexican money?

AH-NES-SHEN-NENE. Yes, sir.

Mr. EMBRY. When was it that Mr. Bentley brought you \$220 Mexican money?

AH-NES-SHEN-NENE. I can not tell you the day of the month or when it was.

Mr. EMBRY. Did you get any more Government money while you were down there?

AH-NES-SHEN-NENE. No, sir.

Mr. EMBRY. When We-ah-ne-hone-nah's land was sold, did you not get a whole lot of money then?

AH-NES-SHEN-NENE. Yes, sir; that was the reason I went to Mexico.

Mr. EMBRY. You got \$1,520, did you not?

AH-NES-SHEN-NENE. Yes, sir.

Mr. EMBRY. What did you do with that money?

AH-NES-SHEN-NENE. They gave me the money across the river.

Mr. EMBRY. Did Mr. Thackery give it to you?

AH-NES-SHEN-NENE. Yes, sir.

Mr. EMBRY. What did you do with the money when Mr. Thackery gave it to you?

AH-NES-SHEN-NENE. I owed a store bill over there in a great amount.

Mr. EMBRY. Who did you owe?

AH-NES-SHEN-NENE. George Graham.

Mr. EMBRY. Do you know how much you paid George Graham out of that \$1,520?

AH-NES-SHEN-NENE. Yes, sir; \$890.

Mr. EMBRY. Who did you pay that money to—to George or to somebody for George?

AH-NES-SHEN-NENE. It was not George; it was the other one, Phillips.

Mr. EMBRY. Did you give the money to Phillips, or did you send it to him?

AH-NES-SHEN-NENE. No, sir; I paid Phillips myself. They gave me the full amount; I got all the money from Mr. Thackery and then carried it over there to pay that bill.

Mr. EMBRY. What did you do with the rest of that money?

AH-NES-SHEN-NENE. Mr. Bentley authorized me to pay one fellow \$100. He told me "This man has been working in your interest; you pay this man \$100." Mr. Bentley told me that.

Mr. EMBRY. Who was the man that Mr. Bentley told you to pay the \$100 to?

AH-NES-SHEN-NENE. He never told me what his name was.

Mr. EMBRY. Did you see the man?

AH-NES-SHEN-NENE. Yes, sir; he was a big, fleshy man.

Mr. EMBRY. What did you do with the rest of the money?

AH-NES-SHEN-NENE. That man was right here in Shawnee.

Mr. EMBRY. What did you do with the rest of the money?

AH-NES-SHEN-NENE. I bought some blankets and clothing and a gun, cartridges, a belt and a knife with it.

The witness was thereupon excused.

KE-SHECK-KO-THAH, having been first duly sworn, and her interpreter, Joseph Whipple, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

KE-SHECK-KO-THAH. Ke-sheck-ko-thah.

Senator CURTIS. Are you a Kickapoo Indian?

KE-SHECK-KO-THAH. Yes, sir.

Senator CURTIS. Where do you live?

KE-SHECK-KO-THAH. I live upon my daughter's land now.

Senator CURTIS. How long have you lived down in this country? You have lived here a good many years, have you not?

KE-SHECK-KO-THAH. Yes, sir.

Senator CURTIS. Do you consider this your home?

KE-SHECK-KO-THAH. Yes, sir.

Senator CURTIS. Did you ever consider Mexico was your home?

KE-SHECK-KO-THAH. No, sir.

Senator CURTIS. When did you go to Mexico?

KE-SHECK-KO-THAH. I have been over there four years.

Senator CURTIS. What were you doing down there?

KE-SHECK-KO-THAH. I went over there to visit.

Senator CURTIS. While you were down there on a visit did you meet Grimes and Willard Johnson or Russell Johnson?

KE-SHECK-KO-THAH. Yes, sir.

Senator CURTIS. Did they take you over to Eagle Pass at any time?

KE-SHECK-KO-THAH. Yes, sir.

Senator CURTIS. Was that some time in the summer of 1906?

KE-SHECK-KO-THAH. Yes, sir.

Senator CURTIS. I wish you would tell the committee how you came to go over with those men and who went with you.

KE-SHECK-KO-THAH. They carried us from our place up there.

Senator CURTIS. Who asked you to go?

KE-SHECK-KO-THAH. Johnson, the banker. He came there with a Mexican fellow.

Senator CURTIS. Was he a policeman?

KE-SHECK-KO-THAH. No, sir.

The CHAIRMAN. Just go on and tell the whole story—what happened there that morning, and everything you saw.

KE-SHECK-KO-THAH. They took us to Muzquiz and then they took us upstairs.

The CHAIRMAN. Did they not lock the door and hold you in there?

KE-SHECK-KO-THAH. They had us upstairs, and in the evening we went downstairs and got the train.

The CHAIRMAN. Did they keep you upstairs all night?

KE-SHECK-KO-THAH. I do not remember whether they held us up there or not. We went upstairs and went to sleep, and the next morning we went to Eagle Pass.

The CHAIRMAN. The committee would like you to state further about when you started. Were there a good many people and policemen around and a good many buggies?

KE-SHECK-KO-THAH. We went afoot after we got off.

The CHAIRMAN. But when you left out there at the Kickapoo village to go to Muzquiz that morning was not that a fact?

KE-SHECK-KO-THAH. They put me in the buggy. There was a Mexican who took us. He took us to Muzquiz.

The CHAIRMAN. Do you remember how many Mexicans were around there that morning?

KE-SHECK-KO-THAH. No, sir; I did not pay any attention to that.

The CHAIRMAN. Do you remember whether or not those Mexicans had guns?

KE-SHECK-KO-THAH. I did not see any.

The CHAIRMAN. When you got over to Eagle Pass where did they take you?

KE-SHECK-KO-THAH. To the stable.

The CHAIRMAN. How long did they keep you there?

KE-SHECK-KO-THAH. The stable was on the west side and Mr. Grimes told us to stay there.

The CHAIRMAN. Did Mr. Grimes or Mr. Johnson tell you why they were taking you over there? Did they say they wanted to buy your land?

KE-SHECK-KO-THAH. No, sir; he told us we were going to draw some lease money.

The CHAIRMAN. Did they tell you after you got over there that they wanted to buy your land?

KE-SHECK-KO-THAH. Two days after that they talked about it.

The CHAIRMAN. What did they tell you, and who talked to you?

KE-SHECK-KO-THAH. Mack Johnson.

The CHAIRMAN. What did he tell you?

KE-SHECK-KO-THAH. Mack Johnson told me to go to that house, and the house was pretty close.

The CHAIRMAN. What did you do?

KE-SHECK-KO-THAH. I did not go with them. Mack Johnson was drunk and I did not go with him. Then they came again and Mr. Grimes and Mack Johnson were both drunk; when they came there



they were in a buggy. This other Johnson—Russell Johnson—caught hold of my arm; he was drunk, and he pulled me into the hack; they took me in. They were both drunk and they scared me. The Johnson boy said "Are you going to sell your land?"

The CHAIRMAN. Which Johnson was drunk, Russell or Mack?

KE-SHECK-KO-THAH. That white man Johnson. The other Johnson—Mack Johnson—was there.

The CHAIRMAN. Which one took hold of your arm, Russell Johnson or Mack Johnson?

KE-SHECK-KO-THAH. That white man.

The CHAIRMAN. After you got in the hack what did they do with you?

KE-SHECK-KO-THAH. They were drunk, and they scared me.

The CHAIRMAN. Where did they take you?

KE-SHECK-KO-THAH. They took me to some house over there.

The CHAIRMAN. What did they do when they got you there?

KE-SHECK-KO-THAH. They commenced writing papers. They said "Are you going to sell your land?" I was afraid of them; they were all drunk. I was scared; they took me away from my children and I was scared.

The CHAIRMAN. Did you touch pen for them?

KE-SHECK-KO-THAH. Yes, sir; they made me touch the pen.

The CHAIRMAN. Who made you touch the pen?

KE-SHECK-KO-THAH. I told them I was not going to sign at all.

The CHAIRMAN. Did any of them have pistols?

KE-SHECK-KO-THAH. Yes, sir; they had guns. They both took their guns out.

The CHAIRMAN. Do you know Cal Moore? And if so, state if he was there.

KE-SHECK-KO-THAH. He was not there.

The CHAIRMAN. How much money did they give you?

KE-SHECK-KO-THAH. Two thousand dollars.

The CHAIRMAN. Mexican or American money?

KE-SHECK-KO-THAH. American money.

The CHAIRMAN. Did you at that time want to sell your land for \$2,000?

KE-SHECK-KO-THAH. No, sir; they just scared me into it.

The CHAIRMAN. Did you know at that time what your place was worth?

KE-SHECK-KO-THAH. No, sir; I did not.

The CHAIRMAN. Did they read a description of your land to you?

KE-SHECK-KO-THAH. No, sir; nobody interpreted for me.

The CHAIRMAN. Did you know at that time that you were making a deed to sell your land in Oklahoma to Willard Johnson?

KE-SHECK-KO-THAH. That was the one who gave me this money.

The CHAIRMAN. Johnson gave you the money, did he?

KE-SHECK-KO-THAH. Yes, sir; he was drunk.

The CHAIRMAN. Russell Johnson gave you the money?

KE-SHECK-KO-THAH. Yes, sir.

The CHAIRMAN. Did you know you were selling your land to Willard Johnson?

KE-SHECK-KO-THAH. No, sir.

The CHAIRMAN. At that time was your home in Oklahoma or was it in Mexico—which did you consider your home?

KE-SHECK-KO-THAH. Here.

The CHAIRMAN. Did those white men—Grimes, Johnson, and Cal Moore—keep beer and whisky around that barnyard where they kept these people?

KE-SHECK-KO-THAH. Yes, sir; they had it there all the time.

The CHAIRMAN. Did they have the Indians drunk around there?

KE-SHECK-KO-THAH. They kept them drunk all the time.

The CHAIRMAN. Did they try to get you drunk at any time?

KE-SHECK-KO-THAH. Yes, sir; they tried to get me drunk.

The CHAIRMAN. Did you drink any?

KE-SHECK-KO-THAH. No, sir; I never drink whisky.

The CHAIRMAN. Did they get your son drunk?

KE-SHECK-KO-THAH. Yes, sir; they got him drunk.

The CHAIRMAN. Did they keep him drunk all the time?

KE-SHECK-KO-THAH. Yes, sir; they kept him drunk all the time.

The CHAIRMAN. Your son is named Henry Murdock, is he not? The one who was drunk down there, which one was it, Willie or Henry?

KE-SHECK-KO-THAH. Wah-pe-pene is my son and the other is my nephew.

The CHAIRMAN. Which one was drunk down there?

KE-SHECK-KO-THAH. They were both drunk.

The CHAIRMAN. Who made you touch the pen at that time—which one of these men?

KE-SHECK-KO-THAH. Young Johnson.

The CHAIRMAN. Who held the pen when you touched it?

KE-SHECK-KO-THAH. Young Johnson.

The CHAIRMAN. Did they take hold of your hand and force you to touch the pen?

KE-SHECK-KO-THAH. They caught hold of my hand and made me touch it. I was afraid of them; they were both drunk and had their six-shooters out.

Mr. EMBRY. How long have you been in Mexico?

KE-SHECK-KO-THAH. Four years.

Mr. EMBRY. What Government money or lease money have you received since you have been down there?

KE-SHECK-KO-THAH. I never got any lease money.

Mr. EMBRY. Did you not draw some Washington money or lease money, or Government money, while you were in Mexico?

KE-SHECK-KO-THAH. No, sir.

Mr. EMBRY. Didn't you get any lease money?

KE-SHECK-KO-THAH. I was one of those who had drawn long ago.

Mr. EMBRY. While you were in Mexico during those four years did you draw any money?

KE-SHECK-KO-THAH. No, sir; I did not have any lease money or anything, but after I got back here I got lease money.

Mr. EMBRY. Do you know Mr. Dixon, the agent, who came down there to pay the Indians some money once?

KE-SHECK-KO-THAH. No, sir.

Mr. EMBRY. Do you remember when Mr. Dixon came down there at the time Mr. Bentley was in jail the first time?

KE-SHECK-KO-THAH. No, sir.

Mr. EMBRY. Has Mr. Bentley paid you any money?

KE-SHECK-KO-THAH. No, sir.

Mr. EMBRY. Did you draw any at the Border National Bank at Eagle Pass?

KE-SHECK-KO-THAN. No, sir.

Mr. BENTLEY. Did you not owe Ke-che-che a whole lot of money—a one-armed Mexican?

KE-SHECK-KO-THAN. No, sir.

Mr. BENTLEY. Did you not get lots of things at his store a long time ago?

KE-SHECK-KO-THAN. No, sir.

Mr. BENTLEY. The committee would like to know where you got the money to buy things to eat, and some few clothes and things, while you were there in Mexico.

KE-SHECK-KO-THAN. Wah-pe-pene sent me \$400, and Roman got it all; he would not let me have it back.

Mr. BENTLEY. That is what the committee desires to know about.

KE-SHECK-KO-THAN. Then I got credit there of about \$300 worth.

Mr. BENTLEY. Down at the store?

KE-SHECK-KO-THAN. Yes, sir; and Roman told me I got it all.

Mr. BENTLEY. Then you got lease money at some other time, did you not?

KE-SHECK-KO-THAN. No, sir.

Mr. BENTLEY. Did not Mr. Thackery come there once and give you a check for lease money when you lived on the north side of Sabinas?

KE-SHECK-KO-THAN. No, sir.

Mr. EMBRY. When was it that you got the \$400 that Roman got?

KE-SHECK-KO-THAN. Roman got it.

Mr. EMBRY. I say, when was it—how long ago was it?

KE-SHECK-KO-THAN. About two years ago.

Mr. EMBRY. Did you not in September of last year get \$300 more lease money?

KE-SHECK-KO-THAN. After I got here to Oklahoma Mr. Thackery gave me the balance.

Mr. EMBRY. When you got here to Oklahoma you got the balance? When was that?

KE-SHECK-KO-THAN. About a year now I have been here.

Mr. EMBRY. And then it was the \$300 that you got along in August, 1904, that Roman Galen got, was it?

KE-SHECK-KO-THAN. Wah-pe-pene, my son, sent me this money; he sent me \$300 to come home on.

Mr. EMBRY. Wah-pe-pene sent you \$300 to come home on and that was the money that Roman got?

KE-SHECK-KO-THAN. Yes, sir.

Mr. EMBRY. Did Roman keep it?

KE-SHECK-KO-THAN. Yes, sir.

Mr. EMBRY. Along in 1903 did you get \$100 of lease money?

KE-SHECK-KO-THAN. No, sir.

The CHAIRMAN. Had you been buying goods at this man's store?

KE-SHECK-KO-THAN. I got \$300 Mexican credit.

The CHAIRMAN. You owed \$300, did you?

KE-SHECK-KO-THAN. Yes, sir.

The CHAIRMAN. And he took this money to pay the debt?

KE-SHECK-KO-THAN. Yes, sir; he took the whole amount to pay the debt.

The witness was thereupon excused.

MA-SHA-SHE, having been first duly sworn, and his interpreter, Joseph Whipple, having been similarly sworn, testified as follows:

Senator CURTIS. State your name to the committee.

MA-SHA-SHE. Ma-sha-she.

Senator CURTIS. Where do you live?

MA-SHA-SHE. I live this side of McLeod.

Senator CURTIS. In Oklahoma?

MA-SHA-SHE. Yes, sir.

Senator CURTIS. How long have you lived in Oklahoma?

MA-SHA-SHE. I do not know; it has been so long.

Senator CURTIS. It has been a long time, has it?

MA-SHA-SHE. Yes, sir.

Senator CURTIS. Do you own land down here in Oklahoma?

MA-SHA-SHE. Yes, sir.

Senator CURTIS. How many acres do you own?

MA-SHA-SHE. I do not know.

Senator CURTIS. Are you living on that farm now?

MA-SHA-SHE. Yes, sir.

Senator CURTIS. Do you consider Oklahoma your home, or do you consider Mexico your home?

MA-SHA-SHE. This is my home here.

Senator CURTIS. Have you ever considered Mexico your home?

MA-SHA-SHE. No, sir.

Senator CURTIS. Did you ever visit in Mexico; and if so, when?

MA-SHA-SHE. It has been one year ago that I went there.

Senator CURTIS. Who took you down there a year ago?

MA-SHA-SHE. I took myself down there.

Senator CURTIS. Do I understand that you just went there last year or did you just come back from there last year?

MA-SHA-SHE. I just came from there last year.

Senator CURTIS. How many years were you down there?

MA-SHA-SHE. Three years.

Senator CURTIS. How long has your wife, Pa-ne-tho, been dead?

MA-SHA-SHE. Seven years.

Senator CURTIS. Were you in Mexico when Grimes, Chapman, Al Brown, and Cal Moore were down there?

MA-SHA-SHE. Yes, sir; I was there.

Senator CURTIS. Were you there the day they took the Indians up to Guajardo's house the first time?

MA-SHA-SHE. Yes, sir.

Senator CURTIS. Just tell the committee all about it.

MA-SHA-SHE. I went over from the village to the city of Muzquiz, and went after some groceries. Pretty soon I saw a fellow on horse-back, a Mexican; he had glasses on.

Mr. EMBRY (to the interpreter). Did he not say it was a white man who talked Mexican?

The INTERPRETER. He said he is a white man who talks Mexican.

Senator CURTIS. Was it Doctor Conine?

MA-SHA-SHE. I do not know his name. This fellow went on, and I started and I got to town, where I was going to get my groceries; my horse was there, and he had his horse there. He said "Move your horse away;" he said "You can not pass this road; you will have to take that road." I was afraid of him; I was afraid he was going to hurt me, and I took his word; I took that road.

Senator CURTIS. Where did that road go to?

MA-SHA-SHE. It was the road leading right due north.

Senator CURTIS. To Guajardo's house?

MA-SHA-SHE. One mile again, and I went this way again east; then I went this way and came to Guajardo's house.

Senator CURTIS. Was your wife with you?

MA-SHA-SHE. Yes, sir.

Senator CURTIS. Who else was with you?

MA-SHA-SHE. That was all; just the two of us. When I got to Guajardo's house I saw lots of wagons, carriages, coaches, etc. Pretty soon they called me upstairs, and they pulled out a great big paper and said, "Do you want to sell your land?" I said, "I do not want to sell my land; I am going back in a few days."

Senator CURTIS. Going back where?

MA-SHA-SHE. Back to Oklahoma. Guajardo said, "That is all right; that is all;" and I went downstairs.

Senator CURTIS. Did you touch a pen there that day?

MA-SHA-SHE. No, sir; I did not touch a pen.

Senator CURTIS. Did you authorize anybody to touch a pen for you?

MA-SHA-SHE. No, sir.

Senator CURTIS. Did anybody give you \$1,400 there that day?

MA-SHA-SHE. No, sir.

Senator CURTIS. Did you tell any of those men there that day that you had your former wife with you, Pa-ne-tho, who had been dead for seven years?

MA-SHA-SHE. No, sir; I never said anything about that.

Senator CURTIS. Did you tell Doctor Conine that that woman you had with you was Pa-ne-tho?

MA-SHA-SHE. I never had any conversation with him at all?

Senator CURTIS. Did you want to sell your land to anybody there when you were there?

MA-SHA-SHE. No, sir; I did not want to sell it to anybody.

Senator CURTIS. Did you ever sell it to Mr. Chapman?

MA-SHA-SHE. No, sir.

Senator CURTIS. Afterwards did you give a check on the bank to this Doctor Conine, the man who wore glasses?

MA-SHA-SHE. No, sir; I never had anything to do with them at all.

Senator CURTIS. Did you get any money out of the West bank, the First National Bank of Eagle Pass?

MA-SHA-SHE. No, sir.

Senator CURTIS. Did you get any money from those people—Chapman, Grimes, or Conine—out of that First National Bank, the West bank, in Eagle Pass?

MA-SHA-SHE. No, sir.

Senator CURTIS. Did you ever have any dealings with this man Mr. Bentley?

MA-SHA-SHE. I had sold some heir land.

Senator CURTIS. Before you went down there?

MA-SHA-SHE. Yes, sir; I let Mr. Bentley have it to keep it for me; then, finally, I wanted the balance of that money and I told Mr. Bentley. I told him "I want you to give me the balance of my money. I am going to Shawnee." Mr. Bentley said, "Wait until to-morrow and I will give you your money;" and sure enough he gave it to me in the morning.

Senator CURTIS. Did you come back to Shawnee then?

MA-SHA-SHE. Yes, sir.

Senator CURTIS. And you have been here ever since?

MA-SHA-SHE. Yes, sir; I have been here ever since.

Senator CURTIS. And you are living on your place here?

MA-SHA-SHE. Yes, sir.

Senator CURTIS. I hope you will stay there. Did you ever try to trade your land for land in Mexico?

MA-SHA-SHE. No, sir; I did not like Mexico. I went over there to see it with my own eyes, this Chihuahua. It does not suit me. Mr. Bentley told these people, "When you go to Chihuahua you will see that it is the best land in the world. You can raise anything on it. There are plenty of deer." Then I thought I would go over there myself and see with my own eyes, and I went there and saw it with my own eyes. It is no place that I like. I have told you what kind of a looking place it is. They told me there were plenty of coons there; I never saw a coon track there at all.

Mr. EMBRY. Then Mr. Bentley's account of Mexico did not appear to be true when you got there; you did not find it to be true, did you?

MA-SHA-SHE. After he told these Indians over there that it was such a good place I went over to look at it to see if it suited me, and it does not suit me at all.

Mr. EMBRY. Has Bentley been telling these Indians that that was good land in Mexico and to go down there?

MA-SHA-SHE. Yes, sir; that is what he told them, and then he made this report to the Indians. I said, "Maybe it might be such a thing, but I will go over there and convince myself, and if it is good land I will stay."

Mr. EMBRY. That is, Mr. Bentley made that report to you down in Muzquiz after you had gone to Muzquiz, did he?

MA-SHA-SHE. He said that in Mexico.

Mr. EMBRY. What did Mr. Bentley tell you about going to Mexico the first time, if anything?

MA-SHA-SHE. I did not hear anything.

Mr. EMBRY. This talk about the good country, and Chihuahua, was talk that Mr. Bentley made to you while you were in Mexico?

MA-SHA-SHE. Yes, sir; it kind of surprised me. I thought there might be such a thing as good land there.

Mr. EMBRY. When was it that Mr. Bentley made that talk to you in Mexico?

MA-SHA-SHE. It was in the spring.

Mr. EMBRY. Were you not at a good place down at Muzquiz? Was that not a good place for Indians?

MA-SHA-SHE. No, sir; I told you it did not suit me; I did not like it.

Mr. EMBRY. Has Mr. Bentley paid you all of that money that he owed you?

MAH-TECK-QUE-NET-NE. They said you can not go away until you sell your land.

Senator CURTIS. Who said that to you?

MAH-TECK-QUE-NET-NE. The one who kind of squints or blinks his eyes—Johnny Garrett.

Senator CURTIS. Who was the interpreter?

MAH-TECK-QUE-NET-NE. George Kishketon.

Senator CURTIS. Did they take you to any place to touch a pen to sell your land?

MAH-TECK-QUE-NET-NE. They took us up where we signed at Monclova.

Senator CURTIS. Who was there?

MAH-TECK-QUE-NET-NE. George Kishketon.

Senator CURTIS. Was Joe Whipple there?

MAH-TECK-QUE-NET-NE. No, sir.

Senator CURTIS. Was Mack Johnson there?

MAH-TECK-QUE-NET-NE. No, sir.

Senator CURTIS. Did you sign a paper there?

MAH-TECK-QUE-NET-NE. No, sir; I did not sign.

Senator CURTIS. Did they give you any money there?

MAH-TECK-QUE-NET-NE. No, sir.

Senator CURTIS. When did you get away from them?

MAH-TECK-QUE-NET-NE. Minor paid my way there.

Senator CURTIS. Do you mean back home?

MAH-TECK-QUE-NET-NE. He paid my way to the village in Mexico.

Senator CURTIS. How long did you stay there?

MAH-TECK-QUE-NET-NE. Six months.

Senator CURTIS. Did they not try to get a deed from you?

MAH-TECK-QUE-NET-NE. They never got me to sign anything.

Senator CURTIS. Did they ever give you any money—Garrett or any of those men?

MAH-TECK-QUE-NET-NE. Garrett gave me 50 cents.

Senator CURTIS. When?

MAH-TECK-QUE-NET-NE. Where we started with them over from where we got off.

Senator CURTIS. He gave you 50 cents?

MAH-TECK-QUE-NET-NE. Yes, sir.

Senator CURTIS. Did they give you any more money?

MAH-TECK-QUE-NET-NE. At San Antonio he gave me 50 cents again.

Senator CURTIS. Did he give you any more money?

MAH-TECK-QUE-NET-NE. That was all.

Senator CURTIS. Did they have any whisky or beer or mescal for you?

MAH-TECK-QUE-NET-NE. No, sir.

Senator CURTIS. When did you come back here?

MAH-TECK-QUE-NET-NE. Probably a little over a month ago.

Senator CURTIS. Were you down in Mexico when your mother was there sick with consumption and coughing all the time?

MAH-TECK-QUE-NET-NE. My mother went first.

Senator CURTIS. Did you go down there before your mother died?

MAH-TECK-QUE-NET-NE. Yes, sir.

Senator CURTIS. Did those white men take her over to any place to sign deeds that you know of?

MAH-TECK-QUE-NET-NE. I stay up the river here.

Senator CURTIS. Do you live here or in Mexico?

MAH-TECK-QUE-NET-NE. I do not live in Mexico; I live in Oklahoma.

Senator CURTIS. How old are you?

MAH-TECK-QUE-NET-NE. Twenty years old.

Senator CURTIS. Were you down in Mexico in 1906, a year ago, last June or July?

MAH-TECK-QUE-NET-NE. Yes, sir.

Senator CURTIS. When did you go to Mexico?

MAH-TECK-QUE-NET-NE. I have been to Mexico three times.

Senator CURTIS. When did you go down the last time?

MAH-TECK-QUE-NET-NE. It has been just a year now.

Senator CURTIS. Who went with you that time?

MAH-TECK-QUE-NET-NE. A white man.

Senator CURTIS. Who was he?

MAH-TECK-QUE-NET-NE. John Garrett.

Senator CURTIS. Who else?

MAH-TECK-QUE-NET-NE. The man who wore glasses, too.

Senator CURTIS. Do you mean Doctor Conine?

MAH-TECK-QUE-NET-NE. No, sir; I don't know his name.

Senator CURTIS. But it was a man who wore glasses?

MAH-TECK-QUE-NET-NE. Yes, sir.

Senator CURTIS. Where did they take you and who paid the expenses?

MAH-TECK-QUE-NET-NE. These white fellows paid the expenses.

Senator CURTIS. Did they take any other Indians down besides you?

MAH-TECK-QUE-NET-NE. Yes, sir; they took Mi-en-ah, my brother.

Senator CURTIS. Did they pay George Minor's expenses too?

MAH-TECK-QUE-NET-NE. Yes, sir.

Senator CURTIS. Where did they take you?

MAH-TECK-QUE-NET-NE. They took us along the river over there.

Senator CURTIS. To Muzquiz, Sabinas, Monclova, C. P. Diaz or Eagle Pass?

MAH-TECK-QUE-NET-NE. To Eagle Pass.

Senator CURTIS. How long did you stay there?

MAH-TECK-QUE-NET-NE. Two days.

Senator CURTIS. Then did they take you over to Mexico or did they leave you there?

MAH-TECK-QUE-NET-NE. We ran away from them; we did not have any money.

Senator CURTIS. Where did you go?

MAH-TECK-QUE-NET-NE. We got off at the next station. We did not have any money.

Senator CURTIS. Did you go over to Mexico or come back home?

MAH-TECK-QUE-NET-NE. They overhauled us there at the next station.

Senator CURTIS. Did they take you back?

MAH-TECK-QUE-NET-NE. They took us and went on with us.

Senator CURTIS. Where did they take you?

MAH-TECK-QUE-NET-NE. To Monclova.

Senator CURTIS. What did they do to you there?



MAH-TECK-QUE-NET-NE. They said you can not go away until you sell your land.

Senator CURTIS. Who said that to you?

MAH-TECK-QUE-NET-NE. The one who kind of squints or blinks his eyes—Johnny Garrett.

Senator CURTIS. Who was the interpreter?

MAH-TECK-QUE-NET-NE. George Kishketon.

Senator CURTIS. Did they take you to any place to touch a pen to sell your land?

MAH-TECK-QUE-NET-NE. They took us up where we signed at Monclova.

Senator CURTIS. Who was there?

MAH-TECK-QUE-NET-NE. George Kishketon.

Senator CURTIS. Was Joe Whipple there?

MAH-TECK-QUE-NET-NE. No, sir.

Senator CURTIS. Was Mack Johnson there?

MAH-TECK-QUE-NET-NE. No, sir.

Senator CURTIS. Did you sign a paper there?

MAH-TECK-QUE-NET-NE. No, sir; I did not sign.

Senator CURTIS. Did they give you any money there?

MAH-TECK-QUE-NET-NE. No, sir.

Senator CURTIS. When did you get away from them?

MAH-TECK-QUE-NET-NE. Minor paid my way there.

Senator CURTIS. Do you mean back home?

MAH-TECK-QUE-NET-NE. He paid my way to the village in Mexico.

Senator CURTIS. How long did you stay there?

MAH-TECK-QUE-NET-NE. Six months.

Senator CURTIS. Did they not try to get a deed from you?

MAH-TECK-QUE-NET-NE. They never got me to sign anything.

Senator CURTIS. Did they ever give you any money—Garrett or any of those men?

MAH-TECK-QUE-NET-NE. Garrett gave me 50 cents.

Senator CURTIS. When?

MAH-TECK-QUE-NET-NE. Where we started with them over from where we got off.

Senator CURTIS. He gave you 50 cents?

MAH-TECK-QUE-NET-NE. Yes, sir.

Senator CURTIS. Did they give you any more money?

MAH-TECK-QUE-NET-NE. At San Antonio he gave me 50 cents again.

Senator CURTIS. Did he give you any more money?

MAH-TECK-QUE-NET-NE. That was all.

Senator CURTIS. Did they have any whisky or beer or mescal for you?

MAH-TECK-QUE-NET-NE. No, sir.

Senator CURTIS. When did you come back here?

MAH-TECK-QUE-NET-NE. Probably a little over a month ago.

Senator CURTIS. Were you down in Mexico when your mother was there sick with consumption and coughing all the time?

MAH-TECK-QUE-NET-NE. My mother went first.

Senator CURTIS. Did you go down there before your mother died?

MAH-TECK-QUE-NET-NE. Yes, sir.

Senator CURTIS. Did those white men take her over to any place to sign deeds that you know of?

MAH-TECK-QUE-NET-NE. No, sir; they could not get her to go; she was too low.

Senator CURTIS. She was unable to go, was she?

MAH-TECK-QUE-NET-NE. Yes, sir.

Senator CURTIS. Did she leave the camp at all from the time you got down there until she died?

MAH-TECK-QUE-NET-NE. No, sir.

Mr. BENTLEY. Have you an allotment here in Oklahoma?

MAH-TECK-QUE-NET-NE. Yes, sir.

Mr. BENTLEY. Did you get any lease money from your allotment?

MAH-TECK-QUE-NET-NE. No, sir.

Mr. BENTLEY. Do you not know how much your allotment lease is a year?

MAH-TECK-QUE-NET-NE. It is a little over a hundred dollars.

The CHAIRMAN. Do you not get it?

MAH-TECK-QUE-NET-NE. No, sir; I have not got it yet.

The witness was thereupon excused.

WAH-PE-KE-CHE, having been first duly sworn, and his interpreter, Joe Whipple, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

WAH-PE-KE-CHE. Wah-pe-ke-che.

Senator CURTIS. Do you own any land in Oklahoma?

WAH-PE-KE-CHE. Yes, sir.

Senator CURTIS. Are you a member of the Kickapoo tribe of Indians?

WAH-PE-KE-CHE. Yes, sir.

Senator CURTIS. Do you know Mr. L. C. Grimes?

WAH-PE-KE-CHE. Yes, sir.

Senator CURTIS. Do you know Tack Grimes?

WAH-PE-KE-CHE. No, sir.

Senator CURTIS. Did you know Russell Johnson?

WAH-PE-KE-CHE. Yes, sir.

Senator CURTIS. Do you know Al Brown?

WAH-PE-KE-CHE. Yes, sir.

Senator CURTIS. Do you know Cal Moore and John Garrett?

WAH-PE-KE-CHE. Yes, sir.

Senator CURTIS. Did you ever go to Mexico with any of those men?

WAH-PE-KE-CHE. No, sir.

Senator CURTIS. Were you down in Mexico when they were?

WAH-PE-KE-CHE. Yes, sir.

Senator CURTIS. What did you see them do down there—what were they after?

WAH-PE-KE-CHE. They were trying to buy land.

Senator CURTIS. From whom?

WAH-PE-KE-CHE. From the Kickapoos.

Senator CURTIS. Did they have plenty of money with them?

WAH-PE-KE-CHE. I do not know.

Senator CURTIS. Did they have whisky and beer?

WAH-PE-KE-CHE. Yes, sir; they had plenty of that.

Senator CURTIS. Did they give whisky and beer and mescal to the Kickapoos down at the camp?

WAH-PE-KE-CHE. Yes, sir; sometimes they gave it to them.

Senator CURTIS. Did they have any of the Indian women at the hotel uptown there?

WAH-PE-KE-CHE. Yes, sir.

Senator CURTIS. Who were they?

WAH-PE-KE-CHE. They were those Nacimiento women.

Senator CURTIS. Did they have any Kickapoo women with them?

WAH-PE-KE-CHE. Yes, sir.

Senator CURTIS. Which ones?

WAH-PE-KE-CHE. Those were Kickapoo women.

Senator CURTIS. Did they give them anything to drink?

WAH-PE-KE-CHE. Yes, sir; I think so.

Senator CURTIS. What white men were up in their rooms?

WAH-PE-KE-CHE. Brown gave them a drink.

Senator CURTIS. Did Grimes give them anything to drink?

WAH-PE-KE-CHE. Yes, sir.

Senator CURTIS. Did any other white men give them anything to drink?

WAH-PE-KE-CHE. No, sir; I never saw them do so.

Senator CURTIS. Those were the only two that you know of?

WAH-PE-KE-CHE. Yes, sir.

Senator CURTIS. How often did they have those Indian women up in their rooms at Muzquiz?

WAH-PE-KE-CHE. I do not know.

Senator CURTIS. Did these white men try to buy your land in Oklahoma?

WAH-PE-KE-CHE. Yes, sir.

Senator CURTIS. What did you say to them?

WAH-PE-KE-CHE. I told them no.

Senator CURTIS. Did you ever sign a deed to any of them for any land?

WAH-PE-KE-CHE. No, sir.

Senator CURTIS. Did they try to get you to drink?

WAH-PE-KE-CHE. Yes, sir; I drank with them; they never got me real drunk; that was the reason they never got my land. They tried to buy it, but they could not. They would not give me my price and I would not sell. They only offered me \$2,000 for it and I would not take it.

Senator CURTIS. Did they get those other Indians drunk and try to get their land from them?

WAH-PE-KE-CHE. Yes, sir.

Senator CURTIS. Where did they take them?

WAH-PE-KE-CHE. They took them to Eagle Pass. When they first brought them over I came with them.

Senator CURTIS. Were you working for Grimes or those people or any of them?

WAH-PE-KE-CHE. No, sir; I was just fooling around, and they were carrying me around and thought they could buy my land. They would give me a little money now and then.

Senator CURTIS. Were you over in Eagle Pass when they had those women there in the wagon yards?

WAH-PE-KE-CHE. Yes, sir; I was there.

Senator CURTIS. Did they furnish you anything to drink?

WAH-PE-KE-CHE. When I first got into the wagon yard they would not let me drink; they said, "When are you going to sign up these deeds?" They commenced pouring it into them.

Senator CURTIS. Whenever they commenced to get them to sign deeds they commenced pouring whisky into them?

WAH-PE-KE-CHE. Yes, sir; they commenced giving us something to drink.

Senator CURTIS. Were you present when some deeds were signed in the wagon yard man's house by Rachel Kirk and some others?

WAH-PE-KE-CHE. Yes, sir.

Senator CURTIS. Was Rachel Kirk drunk then?

WAH-PE-KE-CHE. She was a little drunk, but not real drunk.

Senator CURTIS. But she was drunk?

WAH-PE-KE-CHE. Yes, sir.

Senator CURTIS. Did they read the description of the land to her or did they just make her sign anything?

WAH-PE-KE-CHE. They read it; I do not know what they said about it.

Senator CURTIS. Did you hear them read it to her?

WAH-PE-KE-CHE. That man Clark was just reading it.

Senator CURTIS. Was he reading anything to her or talking to her in Indian?

WAH-PE-KE-CHE. No, sir?

Senator CURTIS. Did any Indian there explain to her what she was signing?

WAH-PE-KE-CHE. Mack Johnson was there.

Senator CURTIS. What did he tell her; did he tell her what she was signing?

WAH-PE-KE-CHE. Yes, sir.

Senator CURTIS. Just state to the committee what Mack Johnson told her.

WAH-PE-KE-CHE. Mack Johnson said to her, "Are you going to sell your land to this man for \$450," and Rachel touched the pen.

Senator CURTIS. Did they read the description of the land—the northeast quarter, or the southwest quarter, or anything of that kind?

WAH-PE-KE-CHE. No, sir.

Senator CURTIS. Did they read the number of her land or in any way describe the land?

WAH-PE-KE-CHE. No, sir.

The witness was thereupon excused.

PY-O-KAH (MILLIE STEVENS), having been first duly sworn testified as follows:

Senator CURTIS. What is your name?

MILLIE STEVENS. Millie Stevens.

Senator CURTIS. Do you speak the English language?

MILLIE STEVENS. Yes, sir.

Senator CURTIS. Your Indian name is Py-o-kah, is it?

MILLIE STEVENS. Yes, sir.

Senator CURTIS. What tribe of Indians are you a member of?

MILLIE STEVENS. The Kickapoos.

Senator CURTIS. Do you own any land in this county?

MILLIE STEVENS. Yes, sir.

Senator CURTIS. On the Kickapoo reservation?

MILLIE STEVENS. Yes, sir.

Senator CURTIS. Do you know how many acres you own?

MILLIE STEVENS. Yes, sir.

Senator CURTIS. How many, 80 acres?

MILLIE STEVENS. Yes, sir.

Senator CURTIS. How old are you?

MILLIE STEVENS. I do not know how old I am; about 18 or 19.

Senator CURTIS. Do you know Mr. Grimes?

MILLIE STEVENS. Yes, sir.

Senator CURTIS. Do you know the Murdock boys who testified here to-day—Henry Murdock?

MILLIE STEVENS. Yes, sir.

Senator CURTIS. Did Mr. Grimes try to get you to go to Mexico at any time?

MILLIE STEVENS. Yes, sir.

Senator CURTIS. What did he say to you about going to Mexico?

MILLIE STEVENS. He asked me if I wanted to go to Mexico and I told him yes, that I wanted to go and see my mother—my mother is over there. She told me to go down to Dale, and I went over there myself, and Grimes told me to sign some papers. He took me to Dale.

Senator CURTIS. Did you sign any papers there?

MILLIE STEVENS. Yes, sir.

Senator CURTIS. What did you sign?

MILLIE STEVENS. He told me to sign some papers and he would lend me some money to go to Mexico.

Senator CURTIS. And you signed the papers there, did you?

MILLIE STEVENS. Yes, sir.

Senator CURTIS. You did not know what you were signing, did you?

MILLIE STEVENS. No, sir; he did not tell me I was going to sign my land away.

Senator CURTIS. Were you ever in Mexico at all?

MILLIE STEVENS. Yes, sir; I was over there the first time.

Senator CURTIS. But this time that Grimes asked you to go, did you go down there with him?

MILLIE STEVENS. No, sir.

Senator CURTIS. Did he give you any money?

MILLIE STEVENS. Yes, sir; he gave me \$25.

Senator CURTIS. Is that all the money he gave you?

MILLIE STEVENS. He gave me \$25 in Shawnee, too. The next time he loaned me \$5 more.

Senator CURTIS. Do you know how much money he has given you altogether?

MILLIE STEVENS. I have forgotten how much money I spent.

Senator CURTIS. Who did he say would go down there with you?

MILLIE STEVENS. George Kishketon.

Senator CURTIS. Did you see George that night?

MILLIE STEVENS. Yes, sir; he begged me to go there with him; I did not want to go there myself.

Senator CURTIS. And you did not go.

MILLIE STEVENS. No, sir; I did not go. Grimes met me over there and he told me to sign that note, and I told him I could not sign it, and after a while he pushed me away from that door and I got mad at

him and told him I did not have any right to sign that paper. Then he said if I did not sign that paper he would take that land from me.

Senator CURTIS. Did you sign another paper for him?

MILLIE STEVENS. No, sir; I never signed anything.

Senator CURTIS. Are you living on your land now?

MILLIE STEVENS. No, sir.

Senator CURTIS. Who is living on it?

MILLIE STEVENS. I lease it.

Senator CURTIS. Do you draw the money for it?

MILLIE STEVENS. Yes, sir; I just drew some money this year.

Senator CURTIS. Has Grimes tried to take possession of that piece that he got a deed from you for?

MILLIE STEVENS. No, sir; I never did speak to Grimes about it.

Senator CURTIS. And you never knowingly made a deed to him?

MILLIE STEVENS. No, sir.

Senator CURTIS. And if he has got a deed it is a deed that you never signed; is that correct?

MILLIE STEVENS. Yes, sir.

Senator CURTIS. Were you married at that time?

MILLIE STEVENS. Yes, sir.

Senator CURTIS. Who was your husband?

MILLIE STEVENS. Willie Murdock.

Senator CURTIS. You and Willie do not live on this place do you?

MILLIE STEVENS. No, sir; I lease it for two years.

Senator CURTIS. Have you asked anybody to bring suit to set aside that Grimes deed?

MILLIE STEVENS. I asked him about it [indicating Mr. Thackery].

Senator CURTIS. When did you ask him—just to-day?

MILLIE STEVENS. No, sir; I asked him a long time ago.

Senator CURTIS. How long ago?

MILLIE STEVENS. About last month, I guess.

The witness was thereupon excused.

I-NESH-KIN, having been first duly sworn, and her interpreter, Joe Whipple, having been similarly sworn, testified as follows:

Senator CURTIS. State your name to the committee.

I-NESH-KIN. I-nesh-kin.

Senator CURTIS. Are you a Kickapoo Indian?

I-NESH-KIN. Yes, sir.

Senator CURTIS. Where do you live?

I-NESH-KIN. On my land.

Senator CURTIS. Here in this county?

I-NESH-KIN. Yes, sir.

Senator CURTIS. How long have you lived here?

I-NESH-KIN. I just came there. I have been to Mexico.

Senator CURTIS. How long were you in Mexico?

I-NESH-KIN. One year.

Senator CURTIS. While you were in Mexico, did you sell your land to Mr. Bentley or to Mr. Ives?

I-NESH-KIN. No, sir.

Senator CURTIS. Did you tell Mr. Bentley, or say anything to him about your land?

I-NESH-KIN. I signed.

Senator CURTIS. What for—what was said when you signed, what did Mr. Bentley tell you, and what did you tell Mr. Bentley?

I-NESH-KIN. I signed and Mr. Bentley told me "I am not going to sell your land."

Senator CURTIS. You signed, and Mr. Bentley told you he did not want you to sell your land?

I-NESH-KIN. Yes, sir.

Senator CURTIS. Who was trying to get your land at that time?

I-NESH-KIN. Nobody.

Senator CURTIS. Was not Grimes and those people trying to get hold of you?

I-NESH-KIN. No, sir; they did not say anything to me about it.

Senator CURTIS. Had you not been with Grimes sometimes?

I-NESH-KIN. They left us there.

Senator CURTIS. Your husband, Mack Johnson, was interpreter for Grimes, was he not?

I-NESH-KIN. Yes, sir.

Senator CURTIS. Did Mr. Bentley say to you that he wanted you to sign a deed to him to save your land as he was afraid Grimes would get it or steal it?

I-NESH-KIN. He said, "I will watch your land so that nobody can steal it from you."

Senator CURTIS. Are you still living on the land?

I-NESH-KIN. Yes, sir; I am living on it now.

Senator CURTIS. Has Mr. Bentley tried to take it away from you?

I-NESH-KIN. I do not know.

Senator CURTIS. But has he gone out there and told you he wanted you to give it up to him?

I-NESH-KIN. No, sir; this Ives, who has glasses, went over and told them to move off of that place.

Senator CURTIS. When?

I-NESH-KIN. In the winter time.

Senator CURTIS. Did Mr. Bentley or Mr. Ives give you any money?

I-NESH-KIN. Mr. Bentley offered me \$100 and I said I did not want that much; I said, "I want to borrow only \$50 from you."

Senator CURTIS. Did you get \$50 from Mr. Bentley?

I-NESH-KIN. Yes, sir.

Senator CURTIS. What did you do with that?

I-NESH-KIN. I spent it or traded it away.

Senator CURTIS. What did you spend it for, things that you needed?

I-NESH-KIN. Yes, sir.

Senator CURTIS. Did you ever say that you wanted to put your land into the hands of Mr. Bentley to trade it for land in Mexico?

I-NESH-KIN. No, sir.

Senator CURTIS. Do you want to live here in Oklahoma and not in Mexico?

I-NESH-KIN. Yes, sir; I want to live here.

Mr. BENTLEY. At the time you signed the deed for me and got \$50 did I not tell you to go home, to come up here and stay on your land, as it would be the best thing for you?

I-NESH-KIN. No; you never told me that, but I got you to buy my ticket.

Mr. BENTLEY. I bought your ticket and helped you to get on the train and sent you home, did I not?

I-NESH-KIN. Yes, sir.

Mr. BENTLEY. Do you not know that I have told Mack Johnson, your husband, to tell you that if you would stay and live on your land and hold it, if you wanted to live here, it would be all right, and if you wanted to go to Mexico and live it would be all right, either way?

I-NESH-KIN. No, sir; you never told me that.

Mr. BENTLEY. Did not Mack Johnson tell you that I had sent word to you to go and make your home there?

I-NESH-KIN. No, sir; you never told me.

Mr. BENTLEY. I want to ask you about a transaction that you had with a lawyer here to go into court and get your land back. What did you agree to pay him?

I-NESH-KIN. I went with Mr. Thackery to Oklahoma City; that is all I know.

Mr. BENTLEY. Are you acquainted with a lawyer in Shawnee named Joe Adams?

I-NESH-KIN. I do not know him.

Mr. BENTLEY. Did you ever sign any papers for Joe Adams?

I-NESH-KIN. I do not know Joe Adams. You made me sign twice.

Mr. BENTLEY. At the time this witness came home she signed a deed and signed a check. The check she signed was for \$100 and the deed she signed was for her land up here.

Mr. EMBRY. When you signed those papers for Mr. Bentley, did you know that either of them was a deed conveying your land to Mr. Ives?

I-NESH-KIN. No, sir; Mr. Bentley told me that I could borrow this \$50, and he said, "If you ever sell your land, you can pay this money back."

Mr. EMBRY. Did you say that Mr. Ives came out there and told you to get off of the place?

I-NESH-KIN. I had some renters on the land and Mr. Ives ordered them away.

Mr. EMBRY. You say you had some renters on the place?

I-NESH-KIN. Yes, sir; I had some renters from here in town somewhere.

Mr. EMBRY. And Mr. Ives ordered your renters to get off the place?

I-NESH-KIN. Yes, sir. Those people are there yet. They did not move away.

Mr. EMBRY. When was it that Ives ordered them to get off the place?

I-NESH-KIN. Along about the winter time.

Mr. EMBRY. Last winter?

I-NESH-KIN. This last winter.

Mr. BENTLEY. Did you get off—you stayed there, did you not?

I-NESH-KIN. Yes, sir; I am there.

Mr. BENTLEY. Why did you think Mr. Ives ordered you off?

I-NESH-KIN. Mr. Ives went over there and made a report to that white fellow. Mr. Ives never gave me \$1,000 for it.

Mr. BENTLEY. What white fellow do you mean?

I-NESH-KIN. The renter on my place.

Mr. BENTLEY. Did the renter pay you any money last year for your land?

I-NESH-KIN. Yes, sir; the renter paid me.



The CHAIRMAN. How much does he pay you?

I-NESH-KIN. Fifty-five dollars.

Mr. BENTLEY. Do you not know that Mr. Ives told that renter to pay that money to you; that he did not want it, and to pay it to you?

I-NESH-KIN. He told those white fellows, "I have bought this land and you will have to move away," and when I was in Mexico those renters wrote down there to me. Mr. Ives ordered them away from this land.

Mr. BENTLEY. You mean it was the people living there and not yourself?

I-NESH-KIN. Yes, sir.

The witness was thereupon excused.

MAH-KO-QUAH, having been first duly sworn, and his interpreter, Joseph Whipple, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

MAH-KO-QUAH. Mah-ko-quah.

Senator CURTIS. Are you a Kicking Kickapoo Indian?

MAH-KO-QUAH. I must be a Kickapoo.

Senator CURTIS. Where do you live?

MAH-KO-QUAH. I have no home; I am a like stray dog.

Senator CURTIS. Do you own any land?

MAH-KO-QUAH. Away up the river here.

Senator CURTIS. How long have you lived in this county or in this Territory?

MAH-KO-QUAH. A good many years, a long time.

Senator CURTIS. Did you ever live in Mexico?

MAH-KO-QUAH. Yes, sir.

Senator CURTIS. When were you down there?

MAH-KO-QUAH. I went up there on a visit.

Senator CURTIS. How long ago?

MAH-KO-QUAH. About four years; I was down there and every year I would come back to Oklahoma and then go back another year to Mexico.

Senator CURTIS. You were visiting your folks down there?

MAH-KO-QUAH. Yes, sir.

Senator CURTIS. Have you always considered Oklahoma your home?

MAH-KO-QUAH. Yes, sir; well, I have been coming here backwards and forwards, and finally they called one of my boys already.

Senator CURTIS. Here?

MAH-KO-QUAH. Here in this county.

Senator CURTIS. You consider this your home, do you?

MAH-KO-QUAH. I always started from here when I would go to Mexico.

Senator CURTIS. But you always intended to come back here if you were alive?

MAH-KO-QUAH. Yes, sir.

Senator CURTIS. Were you down in Mexico in 1906—a year ago last July?

MAH-KO-QUAH. I always went in the winter time.

Senator CURTIS. Do you remember when Mr. Thackery, the agent, was down there to pay some lease money to the Indians?

MAH-KO-QUAH. Yes, sir.

Senator CURTIS. You were in Mexico at that time, were you?

MAH-KO-QUAH. Yes, sir.

Senator CURTIS. State if you knew Mr. Grimes who was down there, and also Mr. Chapman, about that time.

MAH-KO-QUAH. Yes, sir.

Senator CURTIS. Did you know Cal Moore and Al Brown?

MAH-KO-QUAH. Yes, sir.

Senator CURTIS. Did you know that man in Mexico who wore glasses, Doctor Conine?

MAH-KO-QUAH. Yes, sir.

Senator CURTIS. Did you see that man down there in Mexico?

MAH-KO-QUAH. Yes, sir.

Senator CURTIS. What did they try to get you to do?

MAH-KO-QUAH. Mr. Grimes wanted to buy my land; he offered me some money, and it was not enough, and Mr. Grimes said, "Your land is not very good; you have poor land." I said, "If you know I have poor land, what do you want to come to buy my land for; why don't you let me alone?" Then they kept coming again and got all those other Indians to sign for them. I was the last one that went over there to sign.

Senator CURTIS. How did they take you over?

MAH-KO-QUAH. There is the man who authorized me to go ahead, sitting right there [indicating].

Senator CURTIS. Which one?

MAH-KO-QUAH. That one smoking.

Senator CURTIS. Pah-pe-ache?

MAH-KO-QUAH. Yes, sir; he is the one.

Senator CURTIS. Who was he working for?

MAH-KO-QUAH. And also Mack Johnson.

Senator CURTIS. Were they working for Grimes?

MAH-KO-QUAH. Yes, sir; they were working for Grimes.

Senator CURTIS. Were they running the Indians over into Eagle Pass?

MAH-KO-QUAH. Yes, sir.

Senator CURTIS. Did those two men have any whisky, mescal, or beer?

MAH-KO-QUAH. Yes, sir.

Senator CURTIS. Did they give that to the women and to the girls and boys?

MAH-KO-QUAH. I never saw them give it to any women.

Senator CURTIS. Did they give any to the men—did you see the men drunk around there?

MAH-KO-QUAH. Yes, sir; and Mr. Grimes had been giving it to those Indian boys.

Senator CURTIS. Now, just commence at the beginning, at the time they took you to Eagle Pass, and state who came after you, what they said to you, where they took you, and how they took you, and also if there were any policemen along.

MAH-KO-QUAH. This fellow Pah-pe-ache came there several times, and finally I went with them. They said, "Your lease money is at Eagle Pass," and I followed them and went over there to get this lease money.

Senator CURTIS. Did they take you over on the train?

MAH-KO-QUAH. Yes, sir; they brought a coach there. We got off on this side of the river and they carried us clear to that west bank.

Senator CURTIS. That is the First National Bank, is it?

MAH-KO-QUAH. I suppose so; they took me there and they unloaded that thing and commenced pushing me right into the bank.

Senator CURTIS. What white men and Indians were there at that time?

MAH-KO-QUAH. Mack Johnson and Grimes and this other man, Pah-pe-ache.

Senator CURTIS. Where did you leave the train before you got into this hack?

MAH-KO-QUAH. At a little town on the other side.

Senator CURTIS. Across the river?

MAH-KO-QUAH. Yes, sir; and then they hired a coach there, and then they met the other coach, and we all got off of this one and went right into the other coach and went on across the river to the bank.

Senator CURTIS. What did they say to you when you got over to the bank?

MAH-KO-QUAH. William Murdock was there and told us they were coming to give me \$400. I said, "What can I buy with that \$400? I can't buy anything with that \$400," so I ran away from them; I beat Grimes running away from there, and Pah-pe-ache came after me and overhauled me and took me back.

Senator CURTIS. You mean that Indian there [indicating]?

MAH-KO-QUAH. Yes, sir.

Senator CURTIS. That fellow who was working for Grimes?

MAH-KO-QUAH. Yes, sir. That was all.

Senator CURTIS. When you went back did you sign any papers?

MAH-KO-QUAH. They sent for Mack Johnson and me, and Mack Johnson and this fellow just brought him and me in there. Mack Johnson asked them, "What is the trouble?" and I said "These people here are trying to make me sell my land;" I said, "This is not right." Then they made me sign there and gave me \$50 and said, "There is some more money when you come across again; you will draw some more at the bank." And I just turned around and touched the pen and went away.

Senator CURTIS. And they gave you \$50?

MAH-KO-QUAH. Yes, sir.

Senator CURTIS. Did you ever get the \$350?

MAH-KO-QUAH. My brother said to me, "I heard you sold your land. I will go and see about it in a few days and see if they gave you the right amount." In a few days my brother went to Muzquiz, and then they took Mack Johnson and went over there where they had swindled me out of my land, and the man who bought the land from me had gone to Shawnee; he was not there. I did not get any money and I stopped there.

Senator CURTIS. Did you ever get that other money?

MAH-KO-QUAH. No, sir.

Senator CURTIS. Then you never got but \$50?

MAH-KO-QUAH. No, sir; Pah-pe-ache told me, "I do not think you will ever get your land," and he just shoved me by the head and came near shoving me down.

Senator CURTIS. Did they read you the description of your land that you were selling?

MAH-KO-QUAH. No, sir.

Senator CURTIS. Did you know the description of your land?

MAH-KO-QUAH. No, sir; Mr. Bentley was there.

Senator CURTIS. Did not Mr. Bentley try to get you away from those men and they would not let you go?

MAH-KO-QUAH. Yes, sir; he knows all about it.

Senator CURTIS. Well, he tried to get you away from those men and they would not let you go?

MAH-KO-QUAH. Yes, sir.

Senator CURTIS. Did you ever sell your land to Mr. Bentley?

MAH-KO-QUAH. No, sir; he never did bother me about my land.

Mr. BENTLEY. Do you remember when I met the coach that you were in, on the bridge there, when they had you locked in the coach?

MAH-KO-QUAH. Yes, sir.

Mr. BENTLEY. You were scared that time, were you not?

MAH-KO-QUAH. Yes, sir; I was scared.

Mr. BENTLEY. You remember that two white men came around there and told me to go away from there?

MAH-KO-QUAH. I was alone and could not help it.

The witness was thereupon excused.

PECK-KE-AH-PEAH, having been first duly sworn, and her interpreter, Joe Whipple, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

PECK-KE-AH-PEAH. Peck-ke-ah-peah.

Senator CURTIS. Are you a member of the Kicking Kickapoo tribe of Indians?

PECK-KE-AH-PEAH. Yes, sir.

Senator CURTIS. Were you down in Mexico in 1906?

PECK-KE-AH-PEAH. Yes, sir; I was there.

Senator CURTIS. While you were down there did you meet Mr. L. C. Grimes?

PECK-KE-AH-PEAH. Yes, sir.

Senator CURTIS. Do you know Doctor Conine?

PECK-KE-AH-PEAH. Yes, sir.

Senator CURTIS. Did you meet him down there?

PECK-KE-AH-PEAH. Yes, sir.

Senator CURTIS. Do you know George Outcalt, who went down there with Mr. Thackery?

PECK-KE-AH-PEAH. Yes, sir.

Senator CURTIS. Do you know Al Brown?

PECK-KE-AH-PEAH. Yes, sir.

Senator CURTIS. Do you know Cal Moore?

PECK-KE-AH-PEAH. Yes, sir.

Senator CURTIS. Were those men or any of them around your camp or near Muzquiz when you were out at the Indian camp?

PECK-KE-AH-PEAH. Yes, sir.

Senator CURTIS. Did you see Mr. Thackery down there?

PECK-KE-AH-PEAH. Yes, sir.

Senator CURTIS. What was he doing down there?

PECK-KE-AH-PEAH. Nothing.

Senator CURTIS. Did you talk with him?

PECK-KE-AH-PEAH. No, sir.

Senator CURTIS. How many times was he at your house or your camp?

PECK-KE-AH-PEAH. He did not come to my camp.

Senator CURTIS. Where was he?

PECK-KE-AH-PEAH. I have seen him standing on the road there at Pah-ko-tah's house right in the road.

Senator CURTIS. Was George Outcalt at your tent?

PECK-KE-AH-PEAH. I do not know him.

Senator CURTIS. Was that man with glasses down there with him?

PECK-KE-AH-PEAH. Yes, sir; I have seen him there.

Senator CURTIS. Did you see the man who went down there with him, the man who had lease money and claimed to be representing the Government?

PECK-KE-AH-PEAH. Yes, sir.

Senator CURTIS. Was he at your camp?

PECK-KE-AH-PEAH. No, sir.

Senator CURTIS. Whose camp was he at?

PECK-KE-AH-PEAH. He came to Wah-po-ho-ko's camp.

Senator CURTIS. Was the white man who wore glasses and could talk Mexican at your camp—Doctor Conine?

PECK-KE-AH-PEAH. Yes, sir; he was there.

Senator CURTIS. Did he take you up to Eagle Pass at one time?

PECK-KE-AH-PEAH. Yes, sir.

Senator CURTIS. Who else was along?

PECK-KE-AH-PEAH. Pah-pah-thah-peah went, and that man Conine, and me.

Senator CURTIS. And Mr. L. C. Grimes?

PECK-KE-AH-PEAH. He was at Eagle Pass.

Senator CURTIS. Now, proceed and tell the committee just how you came to go.

PECK-KE-AH-PEAH. Mr. Grimes paid this fellow to come after me.

Senator CURTIS. Did they bring a coachman and a policeman?

PECK-KE-AH-PEAH. Yes, sir; the policeman was there.

Senator CURTIS. What did they say to you?

PECK-KE-AH-PEAH. He said, "They want you to go to Eagle Pass, and you will have to go."

Senator CURTIS. Did you go?

PECK-KE-AH-PEAH. Yes, sir.

Senator CURTIS. Who said that you would have to go?

PECK-KE-AH-PEAH. My son told me that I would have to go.

Senator CURTIS. That was your son, Mack Johnson?

PECK-KE-AH-PEAH. Yes, sir; Mack Johnson.

Senator CURTIS. Had Mack been drinking that day?

PECK-KE-AH-PEAH. Yes, sir; he had been drinking; I was afraid of him because he told me to hurry, and I was afraid of him because he had been drinking.

Senator CURTIS. Now, tell us what they got you to do?

PECK-KE-AH-PEAH. Mr. Grimes had two big bottles there at my camp, and Mr. Grimes put some in the cup and gave me a drink, too.

Senator CURTIS. When was that?

PECK-KE-AH-PEAH. At the time they came after me.

Senator CURTIS. That must have been another time, because you said Grimes was in Eagle Pass.

PECK-KE-AH-PEAH. Mr. Grimes had been there all the time and he went to Eagle Pass. He had left those bottles there, those two quarts, and my boy had been drinking. He was the one who brought it there and kept bringing it there all the time.

Senator CURTIS. Were there any other Indians who went in coaches the same time you did over to the railroad to go to Eagle Pass?

PECK-KE-AH-PEAH. There were four of us.

Senator CURTIS. Did any other wagon go that day, taking other Indians?

PECK-KE-AH-PEAH. Yes, sir; Pah-pe-ah-she and I-nesh-kin, and others.

Senator CURTIS. There were quite a number of Indians, were there?

PECK-KE-AH-PEAH. Yes, sir.

Senator CURTIS. Were they all drunk that day?

PECK-KE-AH-PEAH. Yes, sir; they were drinking a lot.

Senator CURTIS. Now, go on and tell the committee what occurred; where they put you in the train and where they took you.

PECK-KE-AH-PEAH. They took us four first.

Senator CURTIS. Where did they take you?

PECK-KE-AH-PEAH. Over there across the river to Eagle Pass and right behind that building.

Senator CURTIS. Did they take you in the wagon yard?

PECK-KE-AH-PEAH. Yes, sir; in the wagon yard.

Senator CURTIS. How long did they keep you there before they took you up to the bank or the law office?

PECK-KE-AH-PEAH. It was a good while; I can not remember. About ten minutes.

Senator CURTIS. Did they keep whisky around there while Grimes and Conine were around the wagon yard?

PECK-KE-AH-PEAH. Yes, sir; they were drunk all the time.

Senator CURTIS. What did you do the day they got a deed from you, if you know anything about it?

PECK-KE-AH-PEAH. After I got to Eagle Pass I did not have any money to pay my way back, and that was the reason they got me over there.

Senator CURTIS. Did they take you up to have you sign a paper?

PECK-KE-AH-PEAH. Grimes got me to sign a paper.

Senator CURTIS. Did they read the paper to you?

PECK-KE-AH-PEAH. No, sir.

Senator CURTIS. Did they tell you you were selling your land when you touched the pen?

PECK-KE-AH-PEAH. No, sir.

Senator CURTIS. Did Doctor Conine give you \$600?

PECK-KE-AH-PEAH. Yes, sir.

Senator CURTIS. Mexican or gold?

PECK-KE-AH-PEAH. It was white man's money.

Senator CURTIS. Did they tell you at that time that you were selling your land and describe it?

PECK-KE-AH-PEAH. No, sir; they did not.

Senator CURTIS. Did Mr. Bentley ever try to buy your land?

PECK-KE-AH-PEAH. Yes, sir; he tried.

Senator CURTIS. Why did you not sell it to him?

PECK-KE-AH-PEAH. I did not want to sell my land.

Senator CURTIS. What did Mr. Bentley say to you?

PECK-KE-AH-PEAH. He told me to sign.

Senator CURTIS. Did you sign for him?

PECK-KE-AH-PEAH. Yes, sir.

Senator CURTIS. What did you sign?

PECK-KE-AH-PEAH. I do not know what I signed for.

Senator CURTIS. Was it not the big paper that you signed out there? One side to stay in Mexico and the other to stay in Oklahoma; that was at Wah-po-ho-ko's house?

PECK-KE-AH-PEAH. Yes, sir; I signed, but he had a whole lot of policemen to come and drag us around up there to make us sign.

Senator CURTIS. Do you mean Bentley?

PECK-KE-AH-PEAH. Yes, sir.

Senator CURTIS. What policemen did he have?

PECK-KE-AH-PEAH. Mexican policemen.

Senator CURTIS. How many were there?

PECK-KE-AH-PEAH. There were two; Johnny Mine was one of the policemen, or claimed to be a policeman.

Senator CURTIS. Is it not a fact that the man simply called the Indians in and told them that they could sign or not, just as they pleased?

PECK-KE-AH-PEAH. No, sir; he did not tell them that.

Senator CURTIS. State just what he did say to you.

PECK-KE-AH-PEAH. He said, "If you sign this we will give you everything that belongs to you."

Senator CURTIS. What else did he say?

PECK-KE-AH-PEAH. That is all he told me.

Senator CURTIS. Did he not tell you he would give you a reservation in Mexico?

PECK-KE-AH-PEAH. That is what he said.

The CHAIRMAN. He said that he would give you a reservation in Mexico?

PECK-KE-AH-PEAH. Yes, sir.

Senator CURTIS. Did Bentley ever give you any money?

PECK-KE-AH-PEAH. No, sir.

Senator CURTIS. Did Mr. Bentley ever take a deed from you?

PECK-KE-AH-PEAH. No, sir.

Mr. BENTLEY. Do you remember my giving an order to the store at Muzquiz for you to get \$20 worth of food?

PECK-KE-AH-PEAH. No, sir; you did not give it to me. You got mad at me. You gave it to my boy, though.

Mr. BENTLEY. Did I not tell you the reason I would not give you any money was because you were feeding Grimes with it, and I did not want to feed him?

PECK-KE-AH-PEAH. Well, I have just told you what I know.

Senator CURTIS. Did Grimes eat at your camp once in a while?

PECK-KE-AH-PEAH. Yes, sir.

Senator CURTIS. What other white men ate there besides Grimes?

PECK-KE-AH-PEAH. Those white men.

Senator CURTIS. Do you mean Conine, Al Brown, and Cal Moore, and Chapman?

PECK-KE-AH-PEAH. All of them.

Senator CURTIS. And then robbed you of your land besides? That is all.

The witness was thereupon excused, and at 5.30 p. m. the subcommittee adjourned until to-morrow, November 16, 1907, at 9 o'clock a. m.

SHAWNEE, OKLA., *November 16, 1907.*

The subcommittee met at 9 o'clock a.m.

Present: Senators Teller (chairman) and Curtis; also Mr. John Embry, United States attorney for Oklahoma, and Mr. M. J. Bentley, representing the Mexican Kickapoo Indians.

ANNIE PECAN, having been first duly sworn, testified as follows:

Senator CURTIS. State your name.

ANNIE PECAN. Annie Pecan.

Senator CURTIS. Where do you live?

ANNIE PECAN. I live about 15 miles in the country.

Senator CURTIS. How long have you lived in Oklahoma?

ANNIE PECAN. A long time. I do not know how many years.

Senator CURTIS. Have you ever been in Mexico?

ANNIE PECAN. I have been up there two times.

Senator CURTIS. Do you live there or are you just visiting there?

ANNIE PECAN. I do not live down there.

Senator CURTIS. This is your home, is it?

ANNIE PECAN. Yes, sir.

Senator CURTIS. When did you go to Mexico the last time?

ANNIE PECAN. About three years ago.

Senator CURTIS. Were you there in the spring and summer of 1906, last year, when Mr. Thackery, the United States Indian agent, and George Outcalt were down there?

ANNIE PECAN. Yes, sir.

Senator CURTIS. And there when Mr. Grimes, Mr. Chapman, Doctor Conine, Al Brown, Russell Johnson, and those men were there?

ANNIE PECAN. Yes, sir.

Senator CURTIS. State where you were stopping at that time.

ANNIE PECAN. At Sabinas.

Senator CURTIS. Were you in the Indian camp or in the town of Sabinas?

ANNIE PECAN. I was in the wagon yard.

Senator CURTIS. Did you stay out at the Indian camp near Muzquiz?

ANNIE PECAN. I had a tent of my own.

Senator CURTIS. I wish you would state to the committee if you met Mr. Thackery out at the Indian camp where you had your tent.

ANNIE PECAN. I saw him down at Eagle Pass.

Senator CURTIS. Did you ever see him at the Indian camp?

ANNIE PECAN. No, sir.

Senator CURTIS. Did you have any talk with him at Eagle Pass?

ANNIE PECAN. I talked with him down there.

Senator CURTIS. What did he say he was there for?

ANNIE PECAN. He wanted to talk about the case.

Senator CURTIS. No; I mean last summer, when he was down there about lease money.



ANNIE PECAN. I did not have any talk with him myself at that time.

Senator CURTIS. I refer to a year ago, last spring, when he was down there with lease money.

ANNIE PECAN. Yes, sir; I did not see Mr. Thackery myself at that time, and did not talk with him at that time.

Senator CURTIS. Did you see him at the camp?

ANNIE PECAN. I saw him down at the Kickapoo camp.

Senator CURTIS. Where was he at the camp—around among the Indians, or out fishing along the river, or was he in the brush?

ANNIE PECAN. He was there all the time in the brush. He was fishing all the time.

Senator CURTIS. How many days was he there, if you know?

ANNIE PECAN. About a week.

Senator CURTIS. Did you see George Outcalt, the man who wore glasses, there?

ANNIE PECAN. I saw him all the time.

Senator CURTIS. How long was he around there?

ANNIE PECAN. About a month.

Senator CURTIS. Do you mean at Muzquiz, or at the camp?

ANNIE PECAN. At the camp and Muzquiz, both.

Senator CURTIS. Did you see him up in town?

ANNIE PECAN. I saw him all the time in town.

Senator CURTIS. How often did you see him at the camp?

ANNIE PECAN. I saw him all the time at the camp.

Senator CURTIS. How many times did you see him?

ANNIE PECAN. Lots of times. When I went over there to the Kickapoo camp he was there.

Senator CURTIS. Did you have any talk with him?

ANNIE PECAN. I did not talk with him myself.

Senator CURTIS. Were you present when any Indian talked to him?

ANNIE PECAN. Yes, sir; the other Indians.

Senator CURTIS. Did you hear what they said?

ANNIE PECAN. No, sir.

Senator CURTIS. So you do not know why he was there, do you?

ANNIE PECAN. No, sir; I saw him just in the camp down there.

Senator CURTIS. You do not know why he was there, do you?

ANNIE PECAN. No, sir.

Senator CURTIS. Did you see Grimes, Russell Johnson, Mr. Chapman, Doctor Conine, Al Brown, and Cal Moore there?

ANNIE PECAN. Yes, sir.

Senator CURTIS. You met all those men, did you?

ANNIE PECAN. Yes, sir.

Senator CURTIS. And you saw them all out at the camp?

ANNIE PECAN. Yes, sir.

Senator CURTIS. State the first time you saw any of those men at the camp—Grimes, Al Brown, or Cal Moore.

ANNIE PECAN. I was standing at my tent and he came in and passed down the road in a buggy or wagon. He was watching the Kickapoos at that time.

Senator CURTIS. How long was that with reference to the time Mr. Thackery, the agent, and Mr. Outcalt were there—about the same time, was it not?

ANNIE PECAN. Just the same time; all the time.

Senator CURTIS. State what Grimes and his people were doing there.

ANNIE PECAN. I do not know just how he came there. He came down to my camp and wanted that woman.

Senator CURTIS. Who was she?

ANNIE PECAN. He was running her off. I told that woman to stay there. That woman was having trouble.

Senator CURTIS. The woman was having trouble trying to get away from him and she left there and stayed at your camp?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Was that that boy that they afterwards took up to Eagle Pass and who was married to a woman?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Give us the name of the boy?

ANNIE PECAN. Nahatchethot.

Senator CURTIS. What was the name of the woman who was having the trouble?

ANNIE PECAN. Wahpechequaquah.

Senator CURTIS. That is an old woman, is it?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Did you see them around there—Grimes and that crowd—often?

ANNIE PECAN. I saw Brown. He came one night, about 2 o'clock in the night.

Senator CURTIS. What did he do?

ANNIE PECAN. He got a man. We were all sleeping—everybody was sleeping. It was way in the night, about 2 o'clock.

Senator CURTIS. Did he wake them all up?

ANNIE PECAN. Yes, sir.

Senator CURTIS. What was he doing?

ANNIE PECAN. I do not know. He had a knife. I said, "What are you doing with that knife? What have you come in my home for? You have no business in here."

Senator CURTIS. What did he say?

ANNIE PECAN. He did not talk with me. He got out.

Senator CURTIS. Was he drunk?

ANNIE PECAN. I did not talk with him at all.

Senator CURTIS. Except to tell him to go away?

ANNIE PECAN. Yes, sir; he came with Mexican police.

Senator CURTIS. What did they say they wanted?

ANNIE PECAN. He did not say anything.

Senator CURTIS. He got away then, did he?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Were you there at the camp, and do you know whether Grimes and those people had any whisky or mescal around there?

ANNIE PECAN. I saw them lots of times in buggies with whisky, about 12 bottles of mescal. I did not talk with that man at all.

Senator CURTIS. Who was that; Grimes?

ANNIE PECAN. Yes, sir; Grimes.

Senator CURTIS. State if they got the Indians drunk.

ANNIE PECAN. He had them all the time in the saloon.

Senator CURTIS. Did they get any of the women drunk?

ANNIE PECAN. Yes, sir; you bet they did.

ANNIE PECAN. I did not have any talk with him myself at that time.

Senator CURTIS. I refer to a year ago, last spring, when he was down there with lease money.

ANNIE PECAN. Yes, sir; I did not see Mr. Thackery myself at that time, and did not talk with him at that time.

Senator CURTIS. Did you see him at the camp?

ANNIE PECAN. I saw him down at the Kickapoo camp.

Senator CURTIS. Where was he at the camp—around among the Indians, or out fishing along the river, or was he in the brush?

ANNIE PECAN. He was there all the time in the brush. He was fishing all the time.

Senator CURTIS. How many days was he there, if you know?

ANNIE PECAN. About a week.

Senator CURTIS. Did you see George Outcalt, the man who wore glasses, there?

ANNIE PECAN. I saw him all the time.

Senator CURTIS. How long was he around there?

ANNIE PECAN. About a month.

Senator CURTIS. Do you mean at Muzquiz, or at the camp?

ANNIE PECAN. At the camp and Muzquiz, both.

Senator CURTIS. Did you see him up in town?

ANNIE PECAN. I saw him all the time in town.

Senator CURTIS. How often did you see him at the camp?

ANNIE PECAN. I saw him all the time at the camp.

Senator CURTIS. How many times did you see him?

ANNIE PECAN. Lots of times. When I went over there to the Kickapoo camp he was there.

Senator CURTIS. Did you have any talk with him?

ANNIE PECAN. I did not talk with him myself.

Senator CURTIS. Were you present when any Indian talked to him?

ANNIE PECAN. Yes, sir; the other Indians.

Senator CURTIS. Did you hear what they said?

ANNIE PECAN. No, sir.

Senator CURTIS. So you do not know why he was there, do you?

ANNIE PECAN. No, sir; I saw him just in the camp down there.

Senator CURTIS. You do not know why he was there, do you?

ANNIE PECAN. No, sir.

Senator CURTIS. Did you see Grimes, Russell Johnson, Mr. Chapman, Doctor Conine, Al Brown, and Cal Moore there?

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Senator CURTIS. You met all those men, did you?

ANNIE PECAN. Yes, sir.

Senator CURTIS. And you saw them all out at the camp?

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Senator CURTIS. Who was she?

ANNIE PECAN. He was running her off. I told that woman to stay there. That woman was having trouble.

Senator CURTIS. The woman was having trouble trying to get away from him and she left there and stayed at your camp?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Was that that boy that they afterwards took up to Eagle Pass and who was married to a woman?

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Senator CURTIS. Give us the name of the boy?

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ANNIE PECAN. Wahpechequaquah.

Senator CURTIS. That is an old woman, is it?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Did you see them around there—Grimes and that crowd—often?

ANNIE PECAN. I saw Brown. He came one night, about 2 o'clock in the night.

Senator CURTIS. What did he do?

ANNIE PECAN. He got a man. We were all sleeping—everybody was sleeping. It was way in the night, about 2 o'clock.

Senator CURTIS. Did he wake them all up?

ANNIE PECAN. Yes, sir.

Senator CURTIS. What was he doing?

ANNIE PECAN. I do not know. He had a knife. I said, "What are you doing with that knife? What have you come in my home for? You have no business in here."

Senator CURTIS. What did he say?

ANNIE PECAN. He did not talk with me. He got out.

Senator CURTIS. Was he drunk?

ANNIE PECAN. I did not talk with him at all.

Senator CURTIS. Except to tell him to go away?

ANNIE PECAN. Yes, sir; he came with Mexican police.

Senator CURTIS. What did they say they wanted?

ANNIE PECAN. He did not say anything.

Senator CURTIS. He got away then, did he?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Were you there at the camp, and do you know whether Grimes and those people had any whisky or mescal around there?

ANNIE PECAN. I saw them lots of times in buggies with whisky, about 12 bottles of mescal. I did not talk with that man at all.

Senator CURTIS. Who was that; Grimes?

ANNIE PECAN. Yes, sir; Grimes.

Senator CURTIS. State if they got the Indians drunk.

ANNIE PECAN. He had them all the time in the saloon.

Senator CURTIS. Did they get any of the women drunk?

ANNIE PECAN. Yes, sir; you bet they did.

Senator CURTIS. Did they come to your place and try to get you to take mescal or whisky?

ANNIE PECAN. No, sir; they did not come to my camp.

Senator CURTIS. Did any drunken women come there?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Did you make them leave?

ANNIE PECAN. They had their clothes off; this woman.

Senator CURTIS. Who was it?

ANNIE PECAN. That was a Nacimienta woman.

Senator CURTIS. Who got them drunk in that way?

ANNIE PECAN. I do not know.

Senator CURTIS. Who were they with?

ANNIE PECAN. Grimes and Conine all the time.

Senator CURTIS. Were you there when a lot of buggies came to take the Indians out of camp and take them to Guajardo's house?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Tell what you saw there.

ANNIE PECAN. I do not know.

Senator CURTIS. What did you see? Did they come down in wagons?

ANNIE PECAN. In buggies.

Senator CURTIS. How many of them?

ANNIE PECAN. All of them.

Senator CURTIS. Well, how many—six or seven?

ANNIE PECAN. I do not know how many; about seven coaches.

Senator CURTIS. They had about seven coaches?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Did they have any policemen?

ANNIE PECAN. Yes, sir; lots of policemen—about two policemen and Conine.

Senator CURTIS. Did Doctor Conine have a gun with him?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Did the policemen have guns and swords?

ANNIE PECAN. Yes, sir; all of them.

Senator CURTIS. Did any other white man besides Conine—was Grimes there?

ANNIE PECAN. Yes, sir; they were all there.

Senator CURTIS. Did the crowd go by your camp?

ANNIE PECAN. Yes, sir; close.

Senator CURTIS. Tell just how they went by. Who was leading them and who was behind when they went by?

ANNIE PECAN. Ahcheche and Conine.

Senator CURTIS. Who is Ahcheche?

ANNIE PECAN. I guess he is now in Mexico.

Senator CURTIS. He and Doctor Conine were ahead?

ANNIE PECAN. Yes, sir.

Senator CURTIS. They were in the head wagon?

ANNIE PECAN. Yes, sir; on horseback.

Senator CURTIS. Conine was on horseback?

ANNIE PECAN. Yes, sir.

Senator CURTIS. What other wagons were there and what Indians were in the wagons?

ANNIE PECAN. Ahcheche.

Senator CURTIS. Who was back of them?

ANNIE PECAN. There were lots of Indians back of them.

Senator CURTIS. Did you recognize who they were?

ANNIE PECAN. No, sir.

Senator CURTIS. Did they come to your camp and try to get you to go?

ANNIE PECAN. No, sir.

Senator CURTIS. Were there any policemen or officers behind the wagons?

ANNIE PECAN. Yes, sir; they had Kickapoo men. I do not know where the Kickapoo wagons were.

Senator CURTIS. You do not know how many Indians there were there?

ANNIE PECAN. No, sir; I do not.

Senator CURTIS. Did they go uptown?

ANNIE PECAN. No, sir.

Senator CURTIS. And you did not go?

ANNIE PECAN. No, sir.

Senator CURTIS. Did you see them when they came back that night?

ANNIE PECAN. No, sir.

Senator CURTIS. How were they that morning as they went up? Were any of them drunk?

ANNIE PECAN. I think all were drunk.

Senator CURTIS. Were you there when these old Indians were arrested and put in jail—the headmen or councilmen?

ANNIE PECAN. Yes, sir.

Senator CURTIS. How many days were those men in jail before these people were up there—were those men in jail that time, those headmen?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Now, at any time did you try to go over to Eagle Pass?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Who went over with you?

ANNIE PECAN. Mostly all Kickapoos.

Senator CURTIS. How many of them were there with you?

ANNIE PECAN. About six old ones.

Senator CURTIS. Six of you?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Tell when you went and who went with you.

ANNIE PECAN. We started to Sabinas.

Senator CURTIS. You started from Sabinas to the camp?

ANNIE PECAN. No; from the camp. They came to the train, and they wanted to get in the train at Sabinas.

Senator CURTIS. Did you get in it?

ANNIE PECAN. No, sir.

Senator CURTIS. Why?

ANNIE PECAN. I wanted to get in the train, and Grimes came in there and said, "You can not get in."

Senator CURTIS. Grimes and who else?

ANNIE PECAN. That fellow Conine.

Senator CURTIS. Did they have any Mexican policemen?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Tell just what they did. Did they have any fire-arms or pistols?

ANNIE PECAN. Yes, sir.

Senator CURTIS. What time was it?

ANNIE PECAN. About 9 o'clock in the morning.

Senator CURTIS. Where did you go?

ANNIE PECAN. I went back down there to Muzquiz.

Senator CURTIS. Did they take you back?

ANNIE PECAN. They took me back with the policemen.

Senator CURTIS. Did they take all the Kickapoos back?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Who was with you—what other men besides the policemen?

ANNIE PECAN. Wahpahchequaquah and Kah-ta-ka-ho-ko.

Senator CURTIS. Who else was there with the Indians? Do you remember what other Indians were there besides those two? You said six went over.

ANNIE PECAN. Six Kickapoos.

Senator CURTIS. You say they took you back to Muzquiz?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Were there any white men with the policemen who took you back?

ANNIE PECAN. They were all Mexicans.

Senator CURTIS. And Doctor Conine?

ANNIE PECAN. Yes, sir; all of them.

Senator CURTIS. Did Doctor Conine and Grimes go back?

ANNIE PECAN. And Brown.

Senator CURTIS. Brown went back, did he?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Where did they take you when they took you back? Did they take you all the way to Muzquiz?

ANNIE PECAN. I got out at some point, I do not know where.

Senator CURTIS. Was it Minor?

ANNIE PECAN. Yes, sir.

Senator CURTIS. How far is that from Muzquiz?

ANNIE PECAN. About 8 miles.

Senator CURTIS. Then what did you do?

ANNIE PECAN. We walked.

Senator CURTIS. Did you all walk?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Did they take you up to Muzquiz and put you in jail?

ANNIE PECAN. They turned us squaws loose when they got us back to Muzquiz.

Senator CURTIS. Did they tell you why you could not go to Eagle Pass?

ANNIE PECAN. I do not know.

Senator CURTIS. They did not give any reason?

ANNIE PECAN. No, sir.

Senator CURTIS. They did not put you in jail?

ANNIE PECAN. They put John Pecan in jail.

Senator CURTIS. He is a brother of yours, is he not?

ANNIE PECAN. Yes, sir; and Charlie White and Okemah and Pakotah.

Senator CURTIS. They did not put any of the women in jail, did they?

ANNIE PECAN. No, sir.

Senator CURTIS. How long did they keep them in jail?

ANNIE PECAN. Just one day.

Senator CURTIS. Did you go over to Eagle Pass at any other time, or try to and was stopped? You went to Eagle Pass afterwards, did you not?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Did anybody interfere with your going?

ANNIE PECAN. Yes, sir.

Senator CURTIS. How did you start and who went with you?

ANNIE PECAN. We went down to Diaz.

Senator CURTIS. From where did you start to go to Eagle Pass—from your camp?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Where did you go the last time when you left your own camp? Did you go to Muzquiz to go to Eagle Pass, or did you go to Sabinas or Barroteran? Where did you get on the train to get to Eagle Pass?

ANNIE PECAN. Eagle Pass to Muzquiz.

Senator CURTIS. Then you went from Muzquiz to Eagle Pass?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Who was with you?

ANNIE PECAN. One fellow was with me.

Senator CURTIS. Who was he?

ANNIE PECAN. Ed. Erney.

Senator CURTIS. The man who was working for Mr. Bentley?

ANNIE PECAN. Yes, sir; I saw Mrs. Bentley down there.

Senator CURTIS. When did you first see Mrs. Bentley?

ANNIE PECAN. In Muzquiz. Mrs. Bentley told me to go back to Eagle Pass.

Senator CURTIS. When you went to get in the train what did the policeman do?

ANNIE PECAN. I had a fight with the policeman.

Senator CURTIS. Did he say why you could not get in?

ANNIE PECAN. He caught me by the arm.

Senator CURTIS. You got in at last, did you?

ANNIE PECAN. Yes, sir.

Senator CURTIS. What white men were with you?

ANNIE PECAN. One boy. I do not know what his name was.

Senator CURTIS. What white man was with you?

ANNIE PECAN. There was a white man standing by.

Senator CURTIS. Did any Indians go over with you at that time?

ANNIE PECAN. No, sir.

Senator CURTIS. You just went alone, you and your children?

ANNIE PECAN. Yes, sir; just me and my children.

Senator CURTIS. Who else?

ANNIE PECAN. Nobody.

Senator CURTIS. Did not Mrs. Bentley go with you?

ANNIE PECAN. Yes, sir.

Senator CURTIS. She stayed at the depot, did she?

ANNIE PECAN. She stayed there at Eagle Pass.



Senator CURTIS. Did she go from Muzquiz to Eagle Pass with you?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Did not Mrs. Bentley go down to your camp and bring you up in a coach to Muzquiz?

ANNIE PECAN. Yes, sir.

Senator CURTIS. And your children?

ANNIE PECAN. Yes, sir.

Senator CURTIS. When you got to Eagle Pass, what was done with you?

ANNIE PECAN. I was standing there. I wanted to come home. I stayed there about a month in Eagle Pass.

Senator CURTIS. Where did you stay?

ANNIE PECAN. I cooked down there.

Senator CURTIS. Did you cook for the Indians?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Did you have any trouble there?

ANNIE PECAN. No, sir. There was several Kickapoos there.

Senator CURTIS. Did you see Grimes?

ANNIE PECAN. I saw Grimes all the time.

Senator CURTIS. Did you see Doctor Conine around there?

ANNIE PECAN. I saw him all the time.

Senator CURTIS. Were they around the camp where the Kickapoos were?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Did they have any whisky there at that time?

ANNIE PECAN. I did not see them at that time.

Senator CURTIS. Did you see them take any Kickapoos off and have them sign deeds to land?

ANNIE PECAN. I do not know. I did not see them myself, just what they told me—the Kickapoos told me.

Senator CURTIS. What did Mokoko, a Kickapoo Indian, tell you? Did she tell you anything about her land?

ANNIE PECAN. Yes, sir; she said to sign where Grimes did. I told her she must not do that. She said he wanted her to sign awful bad.

Senator CURTIS. She said that Grimes wanted her to sign awful bad, did she?

ANNIE PECAN. Yes, sir; she said "He caught me by the arm."

Senator CURTIS. What did he do with her?

ANNIE PECAN. I do not know; they were in the wagon yard.

Senator CURTIS. They locked them up, all the Kickapoos, did they?

ANNIE PECAN. Yes, sir; they locked all the Kickapoos up in the wagon yard.

Senator CURTIS. How long were they kept locked up?

ANNIE PECAN. About two weeks.

Senator CURTIS. That is what they told you?

ANNIE PECAN. Yes, sir; that woman told me.

The CHAIRMAN. What woman was that?

Mr. BENTLEY. The old woman who was here and said her son hit her on the head.

Senator CURTIS. You did not see any of that yourself?

ANNIE PECAN. No, sir.

Senator CURTIS. You just know what the Indians told you about it?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Did any of those folks get you to sign a deed?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Who got you to sign?

ANNIE PECAN. All of them.

Senator CURTIS. I say, did they get you to sign your own deed to your own land?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Who got you to sign?

ANNIE PECAN. Mr. Ives.

Senator CURTIS. That is Mr. Bentley's man, is it?

ANNIE PECAN. Yes, sir; I guess so.

Senator CURTIS. Did you give any deed to Mr. Grimes or his people, or to Chapman?

ANNIE PECAN. No, sir.

Senator CURTIS. What understanding did you have with Mr. Ives or Mr. Bentley when you let them buy your land?

ANNIE PECAN. I signed that deed.

Senator CURTIS. What understanding did you have with them?

ANNIE PECAN. I wanted to sell them my land.

Senator CURTIS. Now, what were they going to do with it?

ANNIE PECAN. To keep that money and buy good land somewhere.

Senator CURTIS. Where?

ANNIE PECAN. I do not know; somewhere; any place.

Senator CURTIS. Then you did not put your name in to have your land exchanged for Mexican land, did you?

ANNIE PECAN. I did not care. I would go down to Mexico.

Senator CURTIS. You would just as soon go to Mexico as not, would you?

ANNIE PECAN. Yes, sir; I would go any place.

Senator CURTIS. Any place where you could get a good home?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Did Mr. Ives or Mr. Bentley give you any money?

ANNIE PECAN. Yes, sir; but I do not know how much. He knows himself. He has the book. I did not have a book myself.

Senator CURTIS. You did not keep any book?

ANNIE PECAN. No, sir.

Senator CURTIS. When you were over at Muzquiz Mrs. Bentley was with you, and these policemen tried to prevent your taking the train at the station there?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Did Mrs. Bentley ask the policeman what authority he had; and if so, what did he say?

ANNIE PECAN. I did not talk with him there.

Senator CURTIS. Did he not point his hand down to his pistol?

ANNIE PECAN. Yes, sir.

Senator CURTIS. What did he say about it?

ANNIE PECAN. I do not know; I did not stand up close.

Senator CURTIS. You just saw him point to his pistol?

ANNIE PECAN. Yes, sir.

Senator CURTIS. But you got on anyway?

ANNIE PECAN. Yes, sir.

Senator CURTIS. You were around there cooking for the Indians at Eagle Pass for three or four weeks?

ANNIE PECAN. The Indians and white fellows came down there and I cooked for those men, some of them, and the Indians.

Senator CURTIS. Did you know the white men?

ANNIE PECAN. Yes, sir.

Senator CURTIS. Who were the white men?

ANNIE PECAN. They came there and I cooked for them down there—Mr. Field and Mr. Bentley and Mr. Gostin.

Senator CURTIS. All of them?

ANNIE PECAN. Yes, sir.

Senator CURTIS. How long did you stay there?

ANNIE PECAN. About four weeks.

Senator CURTIS. Then did you come home?

ANNIE PECAN. Yes, sir.

Senator CURTIS. And you have been here ever since?

ANNIE PECAN. Yes, sir.

Mr. BENTLEY. Do you remember the time that Okemah and you and Charlie White and John and a number of you were trying to get out to Eagle Pass—you told about it before this morning—you remember that time?

ANNIE PECAN. Yes, sir.

Mr. BENTLEY. When the train came from Eagle Pass that night going to Baroteran you came back up there to the train, all of you, did you not?

ANNIE PECAN. To Eagle Pass?

Mr. BENTLEY. No; to Sabinas station.

ANNIE PECAN. Yes, sir; all of them.

Mr. BENTLEY. Who brought you up to the station?

ANNIE PECAN. Doctor Conine.

Mr. BENTLEY. Who else?

ANNIE PECAN. Another fellow.

Mr. BENTLEY. The red-headed man?

ANNIE PECAN. Yes, sir.

Mr. BENTLEY. Do you know his name?

ANNIE PECAN. I do not know it now.

Mr. BENTLEY. Was it Brown?

ANNIE PECAN. Yes, sir; that was the name.

Mr. BENTLEY. When you got up to the train were you standing there when the train stopped when it came from Eagle Pass—when it came up there to the station?

ANNIE PECAN. Yes, sir.

Mr. BENTLEY. Who got off of that train?

ANNIE PECAN. I do not know.

Mr. BENTLEY. Did you see anybody there that you knew who got off of the train and came over to where the Indians were?

ANNIE PECAN. No, sir.

Mr. BENTLEY. Do you not remember that Mr. Field got off the train?

ANNIE PECAN. I saw Mr. Field.

Mr. BENTLEY. Did you hear him speak to anybody?

ANNIE PECAN. No, sir.

Mr. BENTLEY. Are you sure?

ANNIE PECAN. Yes, sir.

Mr. BENTLEY. Did he not speak to you?

ANNIE PECAN. Yes, sir; he spoke to me through the window.

Mr. BENTLEY. Why did he not talk to you?

ANNIE PECAN. I do not know. The policemen were watching us.

Mr. BENTLEY. They would not let you talk to anybody?

ANNIE PECAN. No, sir.

Mr. BENTLEY. Now, when you went to get into the train what white man went in first ahead of you?

ANNIE PECAN. That Mexican and two white fellows.

Mr. BENTLEY. Brown?

ANNIE PECAN. And Conine.

Mr. BENTLEY. Do you know George Outcalt?

ANNIE PECAN. Yes, sir.

Mr. BENTLEY. Was he there at the time?

ANNIE PECAN. Yes, sir; he was there.

Mr. BENTLEY. You are sure about that?

ANNIE PECAN. Yes, sir.

Mr. BENTLEY. You went on then and got in the train and went to Barroteran. What did they do with you at Barroteran?

ANNIE PECAN. I came down there.

Mr. BENTLEY. Some of you were in jail at Barroteran?

ANNIE PECAN. No, sir.

Mr. BENTLEY. Did the policemen watch you?

ANNIE PECAN. Yes, sir.

Mr. BENTLEY. All the time?

ANNIE PECAN. All night; yes, sir.

Mr. BENTLEY. Then the next day what did you do?

ANNIE PECAN. I went to Muzquiz; I went up as far as Minor.

Mr. BENTLEY. And then you walked?

ANNIE PECAN. Yes, sir; I think the railroad was broken, and the train did not go any farther, and I walked.

Mr. BENTLEY. When you got up to Muzquiz, did the policemen make you pay anything?

ANNIE PECAN. I paid myself for everything.

Mr. BENTLEY. How much?

ANNIE PECAN. About \$10 at that time, and I walked down there to eat. The Kickapoos did not have anything to eat. I paid for myself \$10.

Mr. BENTLEY. That was for the Kickapoos who were in jail?

ANNIE PECAN. Yes, sir.

Mr. BENTLEY. To whom did you take grub—who was in jail?

ANNIE PECAN. I do not know; about four of them—Charlie White and Okemah and Pakotah.

Mr. BENTLEY. Was Jim Deer in jail there?

ANNIE PECAN. No, sir.

Mr. BENTLEY. What did the policeman tell you when you paid him and started home? Did he tell you to come back, or stay home?

ANNIE PECAN. He did not tell me a thing.

Mr. BENTLEY. I will ask you about your land. You made two deeds to me, did you not?

ANNIE PECAN. Yes, sir.

Mr. BENTLEY. One for your interest and your father's allotment, and one for your own allotment?

ANNIE PECAN. Yes, sir.

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Mr. BENTLEY. Was it not your understanding that if I could get some land for you and Charlie and John in Mexico, I would sell your interest in your father's land in Mexico and give you the money?

ANNIE PECAN. You gave me some little money—I do not know how much—of that money. You know about it; you have the book. I have no book.

Mr. BENTLEY. I paid your way back to Shawnee; I gave you a ticket to come back to Shawnee, did I not?

ANNIE PECAN. Yes, sir.

Mr. BENTLEY. When you got over here did I buy you anything?

ANNIE PECAN. Yes, sir.

Mr. BENTLEY. What did I buy you?

ANNIE PECAN. You did not buy me anything. You gave me money.

Mr. BENTLEY. Did I not buy you a wagon?

ANNIE PECAN. Yes, sir; and harness.

Mr. BENTLEY. I gave you money a good many times.

ANNIE PECAN. Yes, sir.

Mr. BENTLEY. Do you not know that I gave John and Charlie money, and all those folks?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. What other white men were at Sabinas at the time when you saw Mr. Field there on the train?

ANNIE PECAN. Mr. Outcalt.

Mr. EMBRY. What other white man?

ANNIE PECAN. Doctor Conine.

Mr. EMBRY. Who else?

ANNIE PECAN. Mr. Brown.

Mr. EMBRY. Who else?

ANNIE PECAN. I do not know the name of one man. I saw him down there but do not know his name.

Mr. EMBRY. Were you there in the morning when Okemah and the rest of the Indians came and tried to get on the train to go to Eagle Pass—at Sabinas?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. About what month was that?

ANNIE PECAN. I do not know.

Mr. EMBRY. And you do not know what year?

ANNIE PECAN. No, sir.

Mr. EMBRY. How many years ago was it?

ANNIE PECAN. About two years ago, or pretty nearly that.

Mr. EMBRY. What time in the morning did you try to get on one of the trains there at Sabinas?

ANNIE PECAN. About 9 o'clock.

Mr. EMBRY. What white men were there at that time?

ANNIE PECAN. All of them.

Mr. EMBRY. Who kept you from getting on the train at that time?

ANNIE PECAN. Lots of white men were in there—Mr. Outcalt, Mr. Brown, Mr. Grimes were there.

Mr. EMBRY. You say Outcalt was on the train?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. And that was in the morning of the day when you and Okemah and the other Indians were going to Eagle Pass?

ANNIE PECAN. No, sir; they took me back.

Mr. EMBRY. You had started to Eagle Pass, had you? What were you doing at Sabinas at this time?

ANNIE PECAN. I was going down to Eagle Pass. I wanted to buy something to eat.

Mr. EMBRY. You and Okemah and some other Indians?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. How did you get at Sabinas? How were you traveling in going to Sabinas?

ANNIE PECAN. I went in the wagon.

Mr. EMBRY. To Sabinas?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. What time did you get to Sabinas as you traveled in the wagon?

ANNIE PECAN. About one day; it took one day. I took one day and came to Sabinas in one night.

Mr. EMBRY. Then the next morning about 9 o'clock you went to get on the train to go to Eagle Pass?

ANNIE PECAN. No, sir; I went to get on the train and they caught me—that fellow, the policeman.

Mr. EMBRY. Did you not go on the train and get on to go to Eagle Pass?

ANNIE PECAN. No, sir.

Mr. EMBRY. Where were you when the policeman got you that day?

ANNIE PECAN. I do not know. He got me back in Sabinas.

Mr. EMBRY. At what place in Sabinas were you when the policeman got you that day?

ANNIE PECAN. I do not know. Grimes and Outcalt know it.

Mr. EMBRY. Were you up in town or in the fields or where? What part of the town were you in?

ANNIE PECAN. I was at Sabinas.

Mr. EMBRY. What place in the town?

ANNIE PECAN. In Mexico.

Mr. EMBRY. I say, what place in the town—in the street or at the depot? You were at the depot when you were arrested?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. What were you at the depot for at that time?

ANNIE PECAN. I was waiting for the train to come.

Mr. EMBRY. Where were you going?

ANNIE PECAN. I wanted to go to Eagle Pass.

Mr. EMBRY. Who came in on that train? Did you see the train come in?

ANNIE PECAN. Yes, sir. That depot man, the agent, said the train was coming "and you get in now." I said "I will go down to the depot where I want to get in the train," and the policeman came and said "You can not go."

Mr. EMBRY. Where were you when the policeman came up and said that you could not go, after the depot man said "Come on down to the depot?"

ANNIE PECAN. I was at the depot. I wanted to get in the train and the policeman caught me.

Mr. EMBRY. You got to the depot before the policeman told you you could not go?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. Then you were at the depot?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. Did you see that morning train come in that was going to Eagle Pass?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. Did you see the white man get off the train?

ANNIE PECAN. That white man was in the train.

Mr. EMBRY. Did you see the white man get off the train that morning?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. Who were the white men that got off the train?

ANNIE PECAN. Outcalt, Conine, and Brown, and another fellow; I do not know his name.

Mr. EMBRY. You are sure you saw all those white men get off that train, are you?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. You are sure you saw George Outcalt get off the train that morning at the depot?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. You can not be mistaken about that, now?

ANNIE PECAN. No, sir.

Mr. EMBRY. Who was it that you kept from going on the train, then—kept you and Okemah and the other Indians?

ANNIE PECAN. I went back to Barroteran that night.

Mr. EMBRY. I say, who was it that kept you from going on the train that morning; who held you?

ANNIE PECAN. A Mexican policeman.

Mr. EMBRY. What did Outcalt do?

ANNIE PECAN. He looked at him.

Mr. EMBRY. Did he do anything more than that?

ANNIE PECAN. No, sir.

Mr. EMBRY. What did Outcalt do then after he got off the train?

ANNIE PECAN. He did not do anything. He just stood up and was standing there looking at the policeman.

Mr. EMBRY. How long did he stand there looking at him?

ANNIE PECAN. I do not know. The train was going and he was standing off in there, and I got off and went back to Okemah.

Mr. EMBRY. Did Outcalt go back on that train and go to Eagle Pass that morning?

ANNIE PECAN. Yes, sir; he was gone to Eagle Pass, and that time I got out.

Mr. EMBRY. He was gone where?

ANNIE PECAN. I guess to Eagle Pass. He was going there.

Mr. EMBRY. You do not know where he went though?

ANNIE PECAN. No, sir; I did not see him. I went back.

Mr. EMBRY. You went back to camp?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. Did the policeman go back to the camp with you?

ANNIE PECAN. Yes, sir; they took me down there and put me in jail.

Mr. EMBRY. Did you see Outcalt there at Sabinas any more that day?

ANNIE PECAN. No, sir; I did not see anybody; they put all in jail, Outcalt did, at that time.

Mr. EMBRY. How long did he keep you in jail that day at Sabinas?

ANNIE PECAN. One day.

Mr. EMBRY. Then where did they take you?

ANNIE PECAN. They took me that night to Barroteran.

Mr. EMBRY. How did they take you to Barroteran?

ANNIE PECAN. I went on the train.

Mr. EMBRY. When they took you out of jail that evening did they take you on the train?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. What white man did you see at the train that evening?

ANNIE PECAN. I did not see any white man there at all, but those two men, Conine and Brown.

Mr. EMBRY. Were they the only white men you saw at the train that evening?

ANNIE PECAN. Yes, sir; and a Mexican policeman.

Mr. EMBRY. Did you not see Mr. Field there at the train?

ANNIE PECAN. Yes, sir; I saw him down there.

Mr. EMBRY. Did you see Outcalt that evening?

ANNIE PECAN. No, sir.

Mr. EMBRY. You did not see Outcalt that evening at all?

ANNIE PECAN. No, sir.

Mr. EMBRY. You saw Brown and Conine and Field?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. Did you look good to see whether Outcalt was there or not that evening?

ANNIE PECAN. No, sir.

Mr. EMBRY. But you are sure you did not see Outcalt there that evening at the depot, or on the train?

ANNIE PECAN. I did not see him at the depot. He went down to Eagle Pass, I guess, Outcalt.

Mr. EMBRY. You are guessing that he went; you do not know, do you?

ANNIE PECAN. No, sir; I do not know.

Mr. EMBRY. What kind of a looking man is Outcalt?

ANNIE PECAN. I do not know.

Mr. EMBRY. Would you know him if you would see him?

ANNIE PECAN. I have seen him lots of times.

Mr. EMBRY. Can you tell us what kind of a looking fellow he is?

ANNIE PECAN. No, sir; I do not know what kind of a looking man he is.

Mr. EMBRY. Did you see him at the Indian camp any, over there?

ANNIE PECAN. Yes, sir; he was there all the time.

Mr. EMBRY. You mean he was at the Indian camp all the time?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. For how long?

ANNIE PECAN. About one month.

Mr. EMBRY. He stayed down there every day and every night for a month?

ANNIE PECAN. Every day and every night. Sometimes I would see him down at Muzquiz in the town.

Mr. EMBRY. How many times did you see him down at Muzquiz?

ANNIE PECAN. Every time we went there I would see him in town.

Mr. EMBRY. What do you mean by saying that you saw him at the camp and then at Muzquiz all the time?



ANNIE PECAN. He would go back in the evening and then come back again at night.

Mr. EMBRY. He went back every night?

ANNIE PECAN. Yes, sir; and every morning.

Mr. EMBRY. And would come back to Muzquiz every day?

ANNIE PECAN. Yes, sir; he would take a woman all the time.

Mr. EMBRY. What woman was it?

ANNIE PECAN. A Kickapoo woman.

Mr. EMBRY. You saw that yourself?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. You saw him every day at Muzquiz?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. And saw him every night at the Indian camp for a month?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. You say you had a separate tent there at the Indian camp?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. How far was your tent from the Indian camp?

ANNIE PECAN. About half a mile.

Mr. EMBRY. What family have you?

ANNIE PECAN. Lots of family.

Mr. EMBRY. How much?

ANNIE PECAN. About 20.

Mr. EMBRY. There are 20 in your family?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. Were they living there in the tent with you?

ANNIE PECAN. Yes, sir; staying at my camp.

Mr. EMBRY. Who were boarding at your tent at that time?

ANNIE PECAN. Six Caddos.

Mr. EMBRY. Anyone else?

ANNIE PECAN. And Shawnees.

Mr. EMBRY. Anyone else.

ANNIE PECAN. No, sir; that is all. There were lots of Indians that came there all the time down to camp.

Mr. EMBRY. How far is your tent from the Indian camp?

ANNIE PECAN. About a quarter of a mile.

Mr. EMBRY. And still you saw Outcalt out there every night at the Indian camp when you were keeping lots of boarders at that camp?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. You stayed out and looked to see if he was there?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. Who told you to do that?

ANNIE PECAN. I do not know; I went myself.

Mr. EMBRY. You were considerably interested in seeing he was there, were you?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. What interest had you in seeing that Outcalt was at the camp?

ANNIE PECAN. I just saw some Kickapoos out there, and I have seen Outcalt down there.

Mr. EMBRY. How long would you stay at the Indian camp when you would go there?

ANNIE PECAN. Just a little while, and then I would go back.

Mr. EMBRY. Do you not think that you are mistaken about seeing Outcalt out there every night for a month?

ANNIE PECAN. No, sir.

Mr. EMBRY. You can not be?

ANNIE PECAN. No, sir.

Mr. EMBRY. Do you not think you are mistaken about seeing him at Muzquiz every day for a month?

ANNIE PECAN. No, sir; he was there all the time.

Mr. EMBRY. You could not be mistaken about that?

ANNIE PECAN. No, sir.

Mr. EMBRY. Do you not think you are mistaken in your statement that Outcalt was coming to the Indian camp all the time?

ANNIE PECAN. No, sir; I saw him all the time.

Mr. EMBRY. Do you not think you are mistaken about seeing Outcalt out at the camp every night and going back to Muzquiz every day for a month?

ANNIE PECAN. No, sir.

Mr. EMBRY. You say you are not mistaken about that?

ANNIE PECAN. No, sir.

Mr. EMBRY. How many times during that month did you go to Muzquiz?

ANNIE PECAN. Sometimes during the week I would go to Muzquiz to buy something.

Mr. EMBRY. How many times did you go?

ANNIE PECAN. I do not know how many times. I have been there sometimes.

Mr. EMBRY. You did not go to Muzquiz every day then?

ANNIE PECAN. No, sir.

Mr. EMBRY. How many times did you go up to the Indian camp at nights during that month?

ANNIE PECAN. I can not tell, but lots of times.

Mr. EMBRY. Did you go over there every night?

ANNIE PECAN. No, sir; I went sometimes in the night. I would go to see the folks.

Mr. EMBRY. How many times?

ANNIE PECAN. I do not know how many times.

Mr. EMBRY. Did you go up there twice?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. Three times?

ANNIE PECAN. Lots of times, about ten or twenty times, I would see them.

Mr. EMBRY. Did he board there at the camp?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. Whom did he board with?

ANNIE PECAN. Okemah.

Mr. EMBRY. Outcalt boarded with Okemah?

ANNIE PECAN. No, sir; with Pahpahthepeah.

Mr. BENTLEY. That is Mack Johnson's folks?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. Do you know Doctor Conine?

ANNIE PECAN. Yes, sir; I know him.

Mr. EMBRY. Now, it was Conine whom you saw at the camp so frequently, was it not?

ANNIE PECAN. Yes, sir; I saw him.

Mr. EMBRY. It was not Outcelt, but Conine, that you saw so frequently, was it not?

The CHAIRMAN. Mr. Embry, she did not say that. I object to your putting words in the woman's mouth.

Mr. EMBRY. I will withdraw that question.

Now, do you not think that that may have been Conine that you saw there instead of Outcelt?

ANNIE PECAN. Down at the camp?

Mr. EMBRY. Yes; that you saw so frequently. Do you think it might not have been Conine that you saw there so frequently instead of Outcelt?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. What do you say to that?

ANNIE PECAN. I do not know what to say about that. I just saw him.

Mr. EMBRY. This is what I am trying to make you understand: May it not have been Doctor Conine that you saw there so many times—the man with the glasses—instead of Outcelt that you say you saw those nights?

ANNIE PECAN. Yes, sir; that fellow.

The CHAIRMAN. Did you see Mr. Outcelt there?

ANNIE PECAN. Yes, sir.

The CHAIRMAN. You know him, do you?

ANNIE PECAN. Yes, sir; I know Mr. Outcelt.

The CHAIRMAN. How often did you see him there at the camp or at Muzquiz?

ANNIE PECAN. I can not tell how many times; but I saw him all the time.

The CHAIRMAN. You mean frequently?

ANNIE PECAN. Yes, sir.

Senator CURTIS. What you mean by "frequently" is that when you went to Muzquiz you saw him there?

ANNIE PECAN. Yes, sir.

Senator CURTIS. And then when you happened to go up to the Indian camp you saw him there?

ANNIE PECAN. Yes, sir.

Senator CURTIS. You do not know how many times?

ANNIE PECAN. No, sir; I saw him all the time down there.

Senator CURTIS. You happened to see him every time you went there?

ANNIE PECAN. Yes, sir.

The CHAIRMAN. Do you think you know Mr. Outcelt?

ANNIE PECAN. Yes, sir.

The CHAIRMAN. Could you make any mistake as to him? Might you have seen somebody else and thought it was he, or do you know him well enough to know whether it was he or not?

ANNIE PECAN. I know Mr. Outcelt.

The CHAIRMAN. Are you sure that you have seen him there several times?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. Do you know Mr. Chapman?

ANNIE PECAN. No, sir; I do not know him.

Mr. EMBRY. You say you saw Mr. Outcelt at the camp. That was after night or in daylight? Was it after dark or daylight when you saw him at the Indian camp so frequently?

ANNIE PECAN. About 9 o'clock I would go over there and see him there.

Mr. EMBRY. That would be after night?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. Did they have very good lights in the camp?

ANNIE PECAN. They had no lights at all.

Mr. EMBRY. How would you figure out that it was Outcalt?

ANNIE PECAN. There was a good moon.

Mr. EMBRY. By the moonlight you recognized him?

ANNIE PECAN. Yes, sir; he was over there all the time. We saw by that.

Mr. EMBRY. Did you have any better light than the moonlight?

ANNIE PECAN. No, sir.

Mr. EMBRY. Then you would go over to the camp and see a man there by the light of the moon that you took to be Mr. Outcalt?

ANNIE PECAN. Yes, sir.

Mr. EMBRY. Did you talk to him any when you were over there?

ANNIE PECAN. No, sir; I did not talk to him.

Mr. EMBRY. Did he ever speak to you?

ANNIE PECAN. No, sir.

Mr. EMBRY. Did you have any conversation with Mr. Outcalt at any time while he was down at Mexico. Did Mr. Outcalt talk with you at any time when he was down in Mexico?

ANNIE PECAN. No, sir; I did not talk with him myself.

The CHAIRMAN. When did you first see Mr. Outcalt—how long ago?

ANNIE PECAN. I saw him at Muzquiz.

The CHAIRMAN. Did you ever see him down here in this place?

ANNIE PECAN. Yes, sir.

The CHAIRMAN. How many years ago was that?

ANNIE PECAN. Pretty nearly two years now.

The CHAIRMAN. You had seen him, then, before you went to Mexico, had you?

ANNIE PECAN. Yes, sir.

The witness was thereupon excused.

AH-TENY-TUCK, having been first duly sworn, and his interpreter, Joe Whipple, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

AH-TENY-TUCK. Ah-teny-tuck.

Senator CURTIS. Are you a Kicking Kickapoo?

AH-TENY-TUCK. No, sir.

Senator CURTIS. You are a Kickapoo, are you?

AH-TENY-TUCK. Yes, sir.

Senator CURTIS. Where is your home.

AH-TENY-TUCK. It is north of Harrah.

Senator CURTIS. Did you ever live in Mexico?

AH-TENY-TUCK. Yes, sir; I have been in Mexico.

Senator CURTIS. Was that your home or has Oklahoma always been your home?

AH-TENY-TUCK. My home is Oklahoma, close to Harrah.

Senator CURTIS. Were you down at Muzquiz on a visit at one time?

AH-TENY-TUCK. Yes, sir; I went over there.

Senator CURTIS. Who took you over there?

AH-TENY-TUCK. Nobody.

Senator CURTIS. Did any white man go with you at the time you went?

AH-TENY-TUCK. No, sir.

Senator CURTIS. How long ago since you were down there?

AH-TENY-TUCK. About four years.

Senator CURTIS. Were you down there when Willard Johnson and L. C. Grimes and Al Brown and those white men were at Shawnee?

AH-TENY-TUCK. Yes, sir; they came there.

Senator CURTIS. Were you around those white men any down there?

AH-TENY-TUCK. No, sir; I was not around the camp.

Senator CURTIS. Did you ever go over to Eagle Pass with Grimes and Doctor Conine?

AH-TENY-TUCK. They carried me over to Eagle Pass.

Senator CURTIS. Just tell the committee how you happened to go and whether they made you drunk or not.

AH-TENY-TUCK. One morning there were a number of coaches that came to the camp and there were two parties. It looked like these men had a party and the other men had a party.

Senator CURTIS. You mean Mr. Bentley had a party?

AH-TENY-TUCK. Yes, sir. I did not want to go. I did not know which one was going to put us in these coaches. They were fussing as to who they would take. I did not know which one to go with. I went with Grimes. About five minutes we hesitated going with them at all and they said, "Hurry, hurry," and kept urging us to go.

Senator CURTIS. Did you have anything to drink that morning?

AH-TENY-TUCK. After they got us in town they commenced giving us something to drink.

Senator CURTIS. Proceed, and state how they took you over to the train and all about it.

AH-TENY-TUCK. When we got in town there it was toward evening, and I got drunk.

Senator CURTIS. What town do you mean, Eagle Pass?

AH-TENY-TUCK. At Musquiz. I got drunk at Muzquiz.

Senator CURTIS. Did they hold you upstairs in Muzquiz, at some hotel?

AH-TENY-TUCK. No, sir; I was in a saloon. I was very drunk.

Senator CURTIS. Who took you there?

AH-TENY-TUCK. Grimes took me in the saloon. He told me, "We have been good friends a long time," and then he kept giving me drink. He said, "About 5 o'clock we will go to Eagle Pass." When we got to Barroteran we slept there, and then he commenced giving us drink again, and in the morning we started to go to Eagle Pass. Then they brought us to the wagon yard and he said, "Now we want you to stay here." He was working the rabbit foot on us, and tried to swindle us, and commenced giving us whisky and getting us drunk. We were there about ten days.

Senator CURTIS. Were you in the wagon yard all the time?

AH-TENY-TUCK. Yes, sir; he told us not to go anywhere, and we heard this man Bentley was in another place at the hotel, and they would not let us get together. Both parties were watching the Indians all the time, about ten days. At that time I was very drunk. He said, "Now you go and sign." Then I touched the pen. I was drunk and did not know what I was doing.

Senator CURTIS. Did they give you any money there?

AH-TENY-TUCK. I made some kind of a check. They did not give me any money.

Senator CURTIS. But you did sign; who was there when you signed?

AH-TENY-TUCK. Grimes.

Senator CURTIS. Was Russell Johnson there?

AH-TENY-TUCK. Brown was there.

Senator CURTIS. Who else?

AH-TENY-TUCK. Russell Johnson and Chapman. They gave me a check.

Senator CURTIS. Do you know how much the check was for?

AH-TENY-TUCK. The check called for a thousand dollars. Then he said they would go and change that over to the West Bank in Eagle Pass. They gave me that money.

Senator CURTIS. How much money?

AH-TENY-TUCK. Thousand dollars. In the morning after I got my money I started home.

Senator CURTIS. To Shawnee?

AH-TENY-TUCK. When I went back they made my wife sign too, Quotoqua.

Senator CURTIS. Where was she?

AH-TENY-TUCK. She is at Chihuahua.

Senator CURTIS. Did they sign at the bank or at the wagon yard?

AH-TENY-TUCK. It was right adjoining that barn, that wagon yard. Right out there is where they made us sign.

Senator CURTIS. At a little house there?

AH-TENY-TUCK. Yes, sir.

Senator CURTIS. Did your wife sign at the same time?

AH-TENY-TUCK. Yes, sir.

Senator CURTIS. Did they give your wife any money?

AH-TENY-TUCK. They gave her a check for \$500.

Senator CURTIS. Did they give your wife a thousand dollars there?

AH-TENY-TUCK. No, sir; \$500.

Senator CURTIS. And they gave you a thousand?

AH-TENY-TUCK. Yes, sir.

Senator CURTIS. That amount, \$1,500, that they gave you and your wife, was for your property?

AH-TENY-TUCK. Yes, sir.

Senator CURTIS. Did they give your wife \$500 or just \$5?

AH-TENY-TUCK. No, sir; they made the check for \$500, and I took it to the bank and they gave us that money.

Senator CURTIS. How many deeds did you sign your mark to; how many papers?

AH-TENY-TUCK. Mack Johnson was there.

Senator CURTIS. No; that is not what I want to know. Did you touch the pen once or twice?

AH-TENY-TUCK. One time.

Senator CURTIS. Did they read the description of the land to you?

AH-TENY-TUCK. No, sir; I told you I was drunk and could not remember if they had read it.

Senator CURTIS. The papers show that you and your wife signed two deeds.

AH-TENY-TUCK. Yes, sir; there were two. Me and my wife signed just one a piece.

Senator CURTIS. But did you not sign two papers and your wife two papers—were there not four signatures?

AH-TENY-TUCK. No, sir; we did not.

Senator CURTIS. Did they read a description of your land to you?

AH-TENY-TUCK. No, sir.

The CHAIRMAN. They did not read the description of the property?

AH-TENY-TUCK. No, sir.

Senator CURTIS. Is your wife blind, or has she bad eyes?

AH-TENY-TUCK. Yes, sir; she has bad eyes.

Senator CURTIS. Did they tell you you were selling your land to a banker here, Willard Johnson?

AH-TENY-TUCK. No, sir; they never told me that. They told me I was selling to Grimes.

Senator CURTIS. Did you have any other business transactions or dealings with those men?

AH-TENY-TUCK. They were only buying 40 acres from us.

Senator CURTIS. Is that what they told you—that he was only to have 40 acres?

AH-TENY-TUCK. Yes, sir.

Senator CURTIS. And they wanted to give \$1,500 for 40 acres?

AH-TENY-TUCK. One thousand dollars for 40 acres. That is what they told me.

Senator CURTIS. Then what did they give your wife \$500 for?

AH-TENY-TUCK. They stole the land from her too.

Senator CURTIS. You thought you were only selling 40 acres of land, and they did not read the description to you?

AH-TENY-TUCK. Yes, sir.

Senator CURTIS. Did you not tell Mr. Bentley when he was talking with you about changing your land for Mexican land that you would not sell but 40 acres?

AH-TENY-TUCK. I did not tell Mr. Bentley that.

Senator CURTIS. Did you tell him you would not sell but 40 acres if you sold at all?

AH-TENY-TUCK. Where did I tell him that?

Senator CURTIS. I ask you if you did. I do not say whether you did or did not, but I just want to know the facts.

AH-TENY-TUCK. No, sir.

Senator CURTIS. Have you not told everybody that you have talked with that you wanted to keep the land here to live on; that you would not sell it at all?

AH-TENY-TUCK. Yes, sir.

Senator CURTIS. Did you not tell Mr. Thackery that you had only sold 40 acres?

AH-TENY-TUCK. I did not want to sell any of it, but they beat us out of it.

Senator CURTIS. Did you not tell him that you wanted to come back here, and that you had kept 40 acres of your land to live on?

AH-TENY-TUCK. I had been working over at Harrah; but I did not tell Mr. Thackery that. I was going to tell him that. I said, "If you get my land back I will be awful glad." I was drunk at the time and did not know what I was doing. I did not want to sell my home.

Senator CURTIS. You always wanted to keep your home here?

AH-TENY-TUCK. Yes, sir.

Senator CURTIS. And you are not a kicking Kickapoo?

AH-TENY-TUCK. No, sir.

Senator CURTIS. Do you know Mr. Bentley?

AH-TENY-TUCK. Yes, sir; I know him.

Senator CURTIS. Were you at the camp out there when a big long paper was signed by all the Indians at the Kickapoo village?

AH-TENY-TUCK. Yes, sir.

Senator CURTIS. Did you sign that paper?

AH-TENY-TUCK. Yes, sir; of course I had my family there, and I did not want to sign that at all, but that old gray-headed fellow (Outcult) came right after me and told me to sign.

Senator CURTIS. And then you signed?

AH-TENY-TUCK. I signed, but it was against my judgment or wishes.

Senator CURTIS. That was not a deed, was it?

AH-TENY-TUCK. I signed it.

Senator CURTIS. You knew that was not a deed when you signed it, did you not?

AH-TENY-TUCK. I did not know what it was. They were writing there about ten days, Mr. Bentley was. They brought me there and told me, "Now you touch this pen and you will get your wagon, harness, and some provisions to use to go to Chihuahua." That is what they told me. There I was with my family. I was afraid of those Mexicans. Anybody who did not do what they wanted them to do they would arrest them and throw them into jail. So I said, "all right; I will sign these against my will."

Senator CURTIS. You do not want to stay in New Mexico, do you?

AH-TENY-TUCK. No, sir.

Senator CURTIS. Did anybody try to force you to stay in Mexico?

AH-TENY-TUCK. What made me stay there longer than I intended was that I just went down there to see my sister, and I was broke, and I could not get back when I want to get back.

Senator CURTIS. Did not Mr. Bentley tell you that if you did not want to sign that paper you had better go back to Oklahoma? That the people there were trying to get your land?

AH-TENY-TUCK. No, sir; he never told me that.

Senator CURTIS. What did you do with the money you got from the Grimes and Johnson people; where did you go and what did you do with the money?

AH-TENY-TUCK. I put it in bank.

Senator CURTIS. Did you leave it there always or draw it out afterwards?

AH-TENY-TUCK. I have used it all up.

The CHAIRMAN. What bank did you put it in?

AH-TENY-TUCK. That west bank at Eagle Pass.

The CHAIRMAN. That is the First National Bank, is it not?

AH-TENY-TUCK. Yes, sir; that is the one. I drew it all out.

The CHAIRMAN. Did you draw it all out; have you any of it left? What did you do with it when you drew it out? What did you buy with it? Did you buy any more land?

AH-TENY-TUCK. I bought a gun and some ponies, and they took the ponies away from me now.

The CHAIRMAN. Who has taken the ponies away from you?



AH-TENY-TUCK. A fellow named Thopisco or some such name, that chief. It is a Mexican name. He must have got my horses. It was all done in Mexico.

Senator CURTIS. And you have squandered all your money down there, have you?

AH-TENY-TUCK. Yes, sir; I have no money left.

The CHAIRMAN. You have nothing left. Has your wife's money gone too?

AH-TENY-TUCK. Yes, sir; she went to Chihuahua. She went with her father.

The CHAIRMAN. Is she there now or is she here now?

AH-TENY-TUCK. She went with her father, because her father is pretty near dead. He was sick.

The CHAIRMAN. I want to know whether she is here or in Mexico now?

AH-TENY-TUCK. She is in Mexico toward Chihuahua where her father is.

The CHAIRMAN. She is at present with the Mexican Indians, is she?

AH-TENY-TUCK. Yes, sir.

The CHAIRMAN. I would like to ask you what you are going to do for a living now. What do you expect to do now that you have lost all of your money and lost your land?

AH-TENY-TUCK. I do not like to give up my land. They swindled me out of it.

The CHAIRMAN. What are you going to do? Are you going to try to get it back?

AH-TENY-TUCK. I would if I could.

The CHAIRMAN. Have you any children?

AH-TENY-TUCK. Two died.

The CHAIRMAN. You have no children at the present time?

AH-TENY-TUCK. No, sir.

Mr. BENTLEY. At the time when you got this money at Eagle Pass, when Grimes paid you and your wife, when you got the thousand dollars and Quotoqua \$500, when you went across to Diaz and started for Muzquiz that night, what white men were with you?

AH-TENY-TUCK. Mr. Grimes. You ought to know those fellows.

Mr. BENTLEY. I know them, but I want you to tell these gentlemen; they do not know.

AH-TENY-TUCK. They just followed us clean through until we got back there.

Mr. BENTLEY. Back to the camp?

AH-TENY-TUCK. Yes, sir.

Mr. BENTLEY. How much money did you and Quotoqua have when you got home that night, to your home in the Indian camp?

AH-TENY-TUCK. I just took some of it out of the bank.

Mr. BENTLEY. I want you to tell the committee how much you got home with? I think you said a thousand dollars. Is that what you said? I want to know when you got home to the camp how much cash you and Quotoqua had together?

AH-TENY-TUCK. I got it all there.

Mr. BENTLEY. You took it all home with you?

AH-TENY-TUCK. Yes, sir; took it all.

Mr. BENTLEY. What white man slept in your camp that night when you got home from Eagle Pass?

AH-TENY-TUCK. Nobody.

Mr. BENTLEY. Did not Cal Moore stay there at that house that night?

AH-TENY-TUCK. No, sir; no white man stayed at my house.

Mr. BENTLEY. What did you do with your money when you got home—where did you put it?

AH-TENY-TUCK. In the sack.

Mr. BENTLEY. Did you find it in that sack in the morning?

AH-TENY-TUCK. Somebody had taken it. About ten days after that I found out that they had stole it—Wahweah.

Mr. BENTLEY. That is a Nacimiento fellow, is it not?

AH-TENY-TUCK. No, sir.

Senator CURTIS. Who is he; give us his name.

AH-TENY-TUCK. That is this woman's son.

Mr. BENTLEY. Do you mean Wahweah?

AH-TENY-TUCK. Yes, sir; that young fellow who stays at Okemah's.

Mr. BENTLEY. Why do you think Wahweah took your money?

AH-TENY-TUCK. He said, "Where is your sack?" They had a dance that night and when I got through and went to to the dance I took the sack in the camp, and when I got through dancing I went over there to sleep, and in the morning he said, "We found your sack; there was nothing in it."

Mr. BENTLEY. Who said that?

AH-TENY-TUCK. Pakotah was yelling around, "We found a sack." He said they found a pocketbook way out yonder; "Whose pocketbook is this?" Then they waked me up and I looked around and my pocketbook was gone, and he then asked me what kind of a pocketbook it was and I missed my pocketbook. He said, "That is your pocketbook," and I went over there and recognized my pocketbook. They tore it on the side and there was nothing in it. They took all the money out of it. Then he came there.

The CHAIRMAN. Who came there?

AH-TENY-TUCK. This man. Then I told the policeman. I notified the policeman. He was a great big pussy fellow. Mr. Bentley knows him, and I showed them the satchel and showed them the thing that I had lost the money out of.

Mr. BENTLEY. Do you remember that two or three days before these buggies came—a whole lot of buggies in the night, and lots of policemen, and Joe Clark, and Mr. Grimes, and Mr. Field, and my clerk were there, and lots of ponies, the San Francisco judge, and San Francisco police were all around there that morning? That was when they first asked you to go to Eagle Pass?

AH-TENY-TUCK. Yes, sir.

Mr. BENTLEY. Had not Grimes been bringing you whisky for three days before that and got you and your wife drunk and singing? Did they not have whisky for three or four days before that?

AH-TENY-TUCK. They did not bring it there. When I went to the town they gave us all we wanted to drink. It is pretty hard to say. It is not me talking. Mr. Bentley is trying to lie about seeing white men bringing anything there.

Mr. BENTLEY. He thinks I am lying about their being drunk.

The CHAIRMAN. You think they were drunk?

AH-TENY-TUCK. I mean about bringing whisky to my camp.

Mr. BENTLEY. Were you drunk before you started to Eagle Pass?

AH-TENY-TUCK. When I struck town they gave me all the whisky I wanted to drink.

Mr. BENTLEY. Who gave it to you?

AH-TENY-TUCK. Grimes.

Mr. BENTLEY. Grimes gave you all you could drink?

AH-TENY-TUCK. Yes, sir.

Mr. BENTLEY. Is it not the truth that when your wife got in that buggy that morning that she was drunk and Ah-nes-shenne was drunk, and lots of them were drunk, and they went to Muzquiz and drank some, and on the train they drank, and at Eagle Pass they drank, and from the time they left their village until they went to Eagle Pass and came back a whole lot of them were drunk all the time, is not that the truth?

AH-TENY-TUCK. They came there; Pah-pe-ache was there and my wife, and Wahpahchequa was there, and Mack Johnson. We all started, and nobody drank, and when we got to the city Grimes said, "Let us go over there; there is a saloon." Grimes said, "Do you want a drink?" I said, "Yes, sir."

The CHAIRMAN. Did they drink at the saloon?

AH-TENY-TUCK. Yes, sir; we were drinking.

The CHAIRMAN. That was before the deed was made, was it?

AH-TENY-TUCK. Yes, sir; that was before we had any dealings.

The witness was thereupon excused.

EFFIE DOUGLAS, having been first duly sworn, testified as follows:

Senator CURTIS. What is your name?

EFFIE DOUGLAS. Effie Douglas.

Senator CURTIS. Do you understand the nature of the oath that was administered to you?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. Have you an Indian name?

EFFIE DOUGLAS. Yes, sir—We-sko-peth-o-que.

Senator CURTIS. Are you a Kickapoo Indian?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. Do you belong to what is known as the Kicking Kickapoo band, or just the straight Kickapoos?

EFFIE DOUGLAS. The straight Kickapoos.

Senator CURTIS. How old are you?

EFFIE DOUGLAS. Twenty-three, I guess.

Senator CURTIS. Do you own any land here?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. How many acres do you own?

EFFIE DOUGLAS. Eighty.

Senator CURTIS. Are you living on it now?

EFFIE DOUGLAS. No, sir.

Senator CURTIS. Have you got it rented?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. Are you getting rent from it?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. Do you know where it is?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. How much rent do you get a year for it?

EFFIE DOUGLAS. Fifty dollars a year.

Senator CURTIS. Is that all?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. It is not a very good piece of land, is it?

EFFIE DOUGLAS. No, sir.

Senator CURTIS. Has your husband any land?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. How much has he?

EFFIE DOUGLAS. Eighty acres.

Senator CURTIS. Is that rented too?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. How much is that rented for?

EFFIE DOUGLAS. Ninety-eight dollars, I believe, a year. I do not know how much he is getting for it.

Senator CURTIS. Are you still getting rent from that property?

EFFIE DOUGLAS. From his?

Senator CURTIS. Yes.

EFFIE DOUGLAS. No, sir. He has not got his lease money yet.

Senator CURTIS. Where is he now; is he here?

EFFIE DOUGLAS. He is here.

Senator CURTIS. What is your husband's Indian name?

EFFIE DOUGLAS. Pe-ah-twy-tuck—Steve Mohawk.

Senator CURTIS. Have you ever been in Mexico?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. Were you or your husband in Mexico in 1906; that is a year ago last May, June, and July?

EFFIE DOUGLAS. I went there by myself. He stayed.

Senator CURTIS. When did you go?

EFFIE DOUGLAS. I guess it is about a year ago, I think, I went there.

Senator CURTIS. And your husband stayed here, did he?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. Why did you go down there?

EFFIE DOUGLAS. I had nobody here to take care of me and I had my aunt over there.

Senator CURTIS. And you went on a visit?

EFFIE DOUGLAS. Yes, sir; I went with Rachel.

Senator CURTIS. You were sick and about to have a baby?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. And you went down there for that purpose?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. That is, to be with your folks?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. Did you go down there with the intention of living or staying there all the time?

EFFIE DOUGLAS. No, sir.

Senator CURTIS. It was your intention to come back, was it?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. How long after you were down there was it before your husband came? He came down there some time in 1906, did he not?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. You do not remember what month it was, do you?

EFFIE DOUGLAS. No, sir.

Senator CURTIS. What time did you come back from there?

EFFIE DOUGLAS. The last of May, I think it was, some time; I do not know what month.

Senator CURTIS. This May?

EFFIE DOUGLAS. This last May, I think.

Senator CURTIS. You were down there in June, 1907, were you not?

EFFIE DOUGLAS. No, sir; I do not believe I was.

Senator CURTIS. You were there last winter?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. You were at the Indian camp near Muzquiz when Grimes and Cal Moore and Doctor Conine and all those men were around there, when they first came; when Field and Erney and Bentley and the whole crowd were there?

EFFIE DOUGLAS. Yes, sir; but I came away.

Senator CURTIS. Were you there when Thackery came down there?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. Did you have any talk with Thackery?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. What did you talk about? Did he say why he was there?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. What was he there for?

EFFIE DOUGLAS. He brought the lease money over.

Senator CURTIS. How long was he there?

EFFIE DOUGLAS. I do not know how long he was there.

Senator CURTIS. How long did you stay there after you saw him the first time; how long was it before you came home? He was there just a week, was he not?

EFFIE DOUGLAS. I guess it was about a week.

Senator CURTIS. How many months after you saw him there did you stay in Mexico? You say you came back to Oklahoma. Did you come back that same summer, or did you wait there until the next winter?

EFFIE DOUGLAS. I came away then.

Senator CURTIS. I want to know when you left; when did you leave there? Were you there the Fourth of July?

EFFIE DOUGLAS. No, sir; I do not think I was.

Senator CURTIS. Then you did come back here and go back down there again?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. I will ask you to fix the time about your coming back, if you did not come back here about the time Henry Murdock was in jail; at the time Doctor Beatty came?

EFFIE DOUGLAS. That was the time I heard he was in jail.

Senator CURTIS. That you came back?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. When did you go back down there again, and who took you there the last time?

EFFIE DOUGLAS. To Mexico?

Senator CURTIS. Yes.

EFFIE DOUGLAS. I went with Rachel Kirk.

Senator CURTIS. Who else.

EFFIE DOUGLAS. I was by myself.

Senator CURTIS. Just you two.

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. You met John Garrett down there, did you not?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. You met Grimes there, did you not?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. What other white men did you meet?

EFFIE DOUGLAS. Doctor Conine.

Senator CURTIS. Did they take you over to Eagle Pass?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. Who did they take over besides yourself to Eagle Pass?

EFFIE DOUGLAS. I went with Rachel and Steve Mohawk.

Senator CURTIS. How were you at that time; had they given you folks anything to drink?

EFFIE DOUGLAS. No, sir.

Senator CURTIS. Are you sure about that?

EFFIE DOUGLAS. Yes, sir; they came there where I was at the camp.

Senator CURTIS. What did they say to you?

EFFIE DOUGLAS. They told me they wanted to buy my land, and I told them I did not want to sell my own land. I told them I wanted to sell my mother's land. They said they wanted my land, too, and I told them I did not want to sell it, and I did not go then; and they came there about three or four times and asked me about buying it.

Senator CURTIS. Who came?

EFFIE DOUGLAS. Grimes and Conine.

Senator CURTIS. Was John Garrett there, too?

EFFIE DOUGLAS. He was not there the first time. He went back to some place and came back again.

Senator CURTIS. Was Ed Hood, a fat lawyer, there?

EFFIE DOUGLAS. I guess so.

Senator CURTIS. Just go on and tell what you know about it. Was Jim Jacobs there?

EFFIE DOUGLAS. I do not know him.

Senator CURTIS. Now, tell us what occurred, how many times they came after you, and if you went over to Eagle Pass. Tell us all about it in your own way.

EFFIE DOUGLAS. He and Mr. Grimes came there again and he asked me to go, and I went with Rachel and Steve Mohawk. I went to Eagle Pass, and when we got there he made the deed, I guess.

Senator CURTIS. Where did he take you—to some lawyer's office?

EFFIE DOUGLAS. Yes, sir. We came there, and then he told me to sign.

Senator CURTIS. What land did he tell you you were selling?

EFFIE DOUGLAS. My mother's.

Senator CURTIS. Did you know you were selling your own land at that time?

EFFIE DOUGLAS. No, sir; I did not read the paper at all.

Senator CURTIS. Did they read it to you?

EFFIE DOUGLAS. After I signed they read it to me.

Senator CURTIS. Did they read it all to you?

EFFIE DOUGLAS. Yes, sir; after I wrote my name down they read it to me.

Senator CURTIS. Did they read the description to you; do you know how it read—did they read you a paper that you were selling the “undivided one-half of all my interest in and to 75.65 acres of land, being the N.  $\frac{1}{2}$  of the NW.  $\frac{1}{4}$  of sec. 19, Tp. 12 N., of R. 2 E., of the Indian meridian, allotment No. 85, allottee Me-paw-ki-e-quah, said land being situated in Lincoln County, State of Oklahoma. The aforesaid one-half interest in the above-described tract of land was inherited by this grantor from her mother, Mi-paw-ke-i-quah, allottee No. 85, and member of the Kickapoo tribe of Indians to whom this said land was allotted.

“Also, the S.  $\frac{1}{2}$  of the NE.  $\frac{1}{4}$  of sec. 19, Tp. 12 N., of R. 2 E., of the Indian meridian, being allotment No. 87, allotted to We-sho-peth-o-que, a member of the Kickapoo tribe, being 80 acres of land situated in Lincoln County, State of Oklahoma, together with all improvements thereon and the appurtenances thereto belonging or in any wise appertaining, and warranting the title to same.”

Did they read that to you that you were selling two pieces of land there after you signed it?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. They read it to you, did they?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. How much money did they pay you for it?

EFFIE DOUGLAS. Eight hundred dollars.

Senator CURTIS. Why did you sign it if you did not want to sell both pieces? Why did not you say you did not want to sell that and take the deed from them?

EFFIE DOUGLAS. They did not tell me I was going to sell my own land.

Senator CURTIS. But they read it to you, did they not?

EFFIE DOUGLAS. Yes, sir—afterwards.

Senator CURTIS. And they only gave you \$800 for both of those pieces?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. Did they give you that much money?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. Who paid you the money?

EFFIE DOUGLAS. Grimes.

Senator CURTIS. Did he tell you at that time that you were selling it to John Garrett or to him?

EFFIE DOUGLAS. They said they were both buying those two pieces.

Senator CURTIS. And they gave you \$800 for it? Did they give you the money before or after you had signed?

EFFIE DOUGLAS. After I had signed the paper.

Senator CURTIS. Was it in Mexican or our money?

EFFIE DOUGLAS. It was in American money.

Senator CURTIS. Now, state to the committee if you were about the camp when Mr. Outcalt was there. Do you know Outcalt, the man the Indians called George Alcohol? Was he there about the time Thackery was there?

EFFIE DOUGLAS. I guess I know him, but I do not know.

Senator CURTIS. If you do not know him, just say so. We do not want you to say anything except what you know. You do not remember?

EFFIE DOUGLAS. No, sir.

Senator CURTIS. Did you have any talk with Thackery while he was there about the lease money yourself, or just hear him talk with the Indians?

EFFIE DOUGLAS. He said for the Indians to come over after their lease money.

Senator CURTIS. Come where?

EFFIE DOUGLAS. Over to where he was.

Senator CURTIS. Where was he?

EFFIE DOUGLAS. At Muzquiz.

Senator CURTIS. Was he at Muzquiz or at Eagle Pass?

EFFIE DOUGLAS. At Muzquiz.

Senator CURTIS. He wanted them to come to Muzquiz for their lease money, did he?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. Did he have you tell the Indians that?

EFFIE DOUGLAS. I told them that he was there with the lease money.

Senator CURTIS. When he left there did he tell the Indians any one else had the money, or just himself—he did not tell you about that, did he?

EFFIE DOUGLAS. About what?

Senator CURTIS. That he had left the money there with somebody else to pay the Indians.

EFFIE DOUGLAS. Yes, sir; he had some checks for some of the Indians down there.

Senator CURTIS. He had some checks with him, but when he left did he say to the Indians that he would leave the money there or that he would take it with him over to Eagle Pass? Did he say anything about that?

EFFIE DOUGLAS. He gave some checks—I believe it was to Wahpahchequa—to give the checks to the Indians who the money belonged to.

Senator CURTIS. I mean last year, not the year before that, when he was down there last May and June a year ago, when you were first down there just before you came and Henry Murdock was in jail?

EFFIE DOUGLAS. He came to the village that time.

Senator CURTIS. Mr. Thackery came to the village?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. Did you have a talk with him?

EFFIE DOUGLAS. He said he had the lease money for them.

The CHAIRMAN. Did he tell you?

EFFIE DOUGLAS. He told all the Indians.

Senator CURTIS. How did he tell them—through you or some other interpreter?

EFFIE DOUGLAS. I came there and some of the Indians said so, and I went over there and he was there and I saw him.

Senator CURTIS. Did you do any interpreting for the Grimes people down there—talk to any of the Indians for them?

EFFIE DOUGLAS. No, sir; I do not believe I did.

Senator CURTIS. Did you ever sell your land to Mr. Bentley?

EFFIE DOUGLAS. No, sir.

Senator CURTIS. Did he ever try to buy it from you?

EFFIE DOUGLAS. No, sir.



Senator CURTIS. Did he say anything to you about putting it in a pool to trade for Mexican land?

EFFIE DOUGLAS. No, sir; not to me.

Senator CURTIS. Did he say anything to your husband about it that you know of? Were you there in the camp that night that he got the Indians to sign the big, long paper for those who wanted to come to Mexico, and those who wanted to remain in the United States to say so?

EFFIE DOUGLAS. Yes, sir; I think I was.

Senator CURTIS. Did you sign and put your land in to stay in Mexico?

EFFIE DOUGLAS. No, sir.

Senator CURTIS. You wanted to stay in the United States, did you?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. Have you ever been a resident of Mexico; have you ever considered Mexico your home?

EFFIE DOUGLAS. No, sir.

Senator CURTIS. You never have?

EFFIE DOUGLAS. No, sir.

Senator CURTIS. When these men got you to sign, did they ask you whether or not Mexico was your home, or did they ask you whether you lived in Oklahoma?

EFFIE DOUGLAS. They told me afterwards that I would have to stay in Mexico and live.

Senator CURTIS. Did they tell you you had to?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. But you did not stay?

EFFIE DOUGLAS. No, sir.

Senator CURTIS. That was after they got the deeds from you?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. They did not tell you anything about that until after you had signed the deed?

EFFIE DOUGLAS. No, sir.

Senator CURTIS. After you signed the deed they told you you had to stay in Mexico and live there?

EFFIE DOUGLAS. Yes, sir.

The CHAIRMAN. What did you say to that?

EFFIE DOUGLAS. I told them I did not want to stay there to live.

Senator CURTIS. Did not Mr. Bentley tell you before the law passed that if you and your husband did not want to sell your land that you had better go back to the United States, and to get out of Mexico?

EFFIE DOUGLAS. He told Steve that. He did not say it to me.

Senator CURTIS. But you know he told Steve to get out and come back to the United States?

EFFIE DOUGLAS. Steve told me, because he did not want me to stay there.

Senator CURTIS. Is not that why you came home that time, or one of the reasons?

EFFIE DOUGLAS. The reason I came here is because this is my home.

Senator CURTIS. It is your own home?

EFFIE DOUGLAS. Yes, sir. I did not want to stay there.

Senator CURTIS. You have never been a resident of Mexico and never expect to be?

EFFIE DOUGLAS. No, sir.

Senator CURTIS. And these men that bought your land knew it—they knew you lived here, did they not?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. And they did not ask you whether you were a resident of Mexico before they got you to sign the deed, did they? It was after you had signed the deed that they said anything to you about living in Mexico, was it not?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. Did not Mr. Bentley meet you at Eagle Pass this summer or spring—in April or May?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. Did he not tell you to come back here and get on your land if you had not sold it, or Steve's land?

EFFIE DOUGLAS. He was talking with Steve there, too.

Senator CURTIS. Did you not hear him tell you that you had better come back?

EFFIE DOUGLAS. Steve told me what Mr. Bentley had told him.

Senator CURTIS. That you had better come back and get on your land?

EFFIE DOUGLAS. Yes, sir.

Mr. EMBRY. If I understand, the first time you went there, this time Thackery was there with the lease money, you did not sell your land at all?

EFFIE DOUGLAS. No, sir.

Mr. EMBRY. You did not sell it until January of this year?

EFFIE DOUGLAS. No, sir.

Mr. EMBRY. Did you leave Oklahoma at the time Steve did and go to Mexico to sell this land? Did you and Steve go down there together at the time you sold your land?

EFFIE DOUGLAS. No, sir.

Mr. EMBRY. How long had you been there?

EFFIE DOUGLAS. About two months.

The CHAIRMAN. She did not say she went to Mexico to sell this land.

Mr. EMBRY. At the time you sold the land?

EFFIE DOUGLAS. Steve was there that time; he came down there.

Mr. EMBRY. Do you now remember about the time you made this deed at Eagle Pass?

EFFIE DOUGLAS. I do not remember.

Mr. EMBRY. Do you remember whether it was last January or after that time?

EFFIE DOUGLAS. Yes, sir; I guess it was about that time.

Mr. EMBRY. How long had you been down in that country before you made this deed?

EFFIE DOUGLAS. I guess I was there about two or three months.

Mr. EMBRY. At whose house were you stopping while you were down there?

EFFIE DOUGLAS. My aunt's.

Mr. EMBRY. You had no home down there?

EFFIE DOUGLAS. No, sir; I stayed with my aunt.

Mr. EMBRY. Steve Mohawk is your husband, is he?

EFFIE DOUGLAS. Yes, sir.

Mr. EMBRY. And Steve was up in Oklahoma during that time?

EFFIE DOUGLAS. Yes, sir; he was here while I was down there.

Mr. EMBRY. He was living up here, was he?

EFFIE DOUGLAS. Yes, sir.

Mr. EMBRY. Was this your home during that time—yours and Steve's home here in Oklahoma?

EFFIE DOUGLAS. Yes, sir.

Mr. EMBRY. And Steve was up here while you were down there?

EFFIE DOUGLAS. Yes, sir.

Mr. EMBRY. Did you make your deed at the same time he did his?

EFFIE DOUGLAS. No, sir.

Mr. EMBRY. Did you make yours before or after the time Steve made his deed? Which made the deed first, you or Steve?

EFFIE DOUGLAS. I do not know.

Senator CURTIS. Steve has never made any? Did Steve go over with you to Eagle Pass?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. How long—had Steve come there at the time you went over to Eagle Pass and made this deed?—How long had he been down there in Mexico?

The CHAIRMAN. Was Steve there when this deed was made?

Mr. EMBRY. I understood she said Steve Mohawk and she and Rachel Kirk were over at Eagle Pass.

Mr. THACKERY. That was the time they came home.

The CHAIRMAN. Then I understand that Steve was down there at the time you made the deed. Was he in Oklahoma or in Mexico?

EFFIE DOUGLAS. He was in Mexico. He came down there; after I came where I was I went with him to Eagle Pass. He did not make any deed.

Senator CURTIS. Did you and he come home together when you came to Eagle Pass?

EFFIE DOUGLAS. No, sir; we went back to Mexico.

Senator CURTIS. Was he in Eagle Pass when you signed this deed?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. He was there when you signed the deed?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. But they did not ask him to sign with you?

EFFIE DOUGLAS. No, sir.

Mr. EMBRY. How long had he been down there at the time you and he started over to Eagle Pass that morning—a day, week, or month?

EFFIE DOUGLAS. About a month, I think it was; or two or three weeks.

Mr. EMBRY. How long did you and he stay down there after you signed this deed?

EFFIE DOUGLAS. Not very long. We came away afterwards.

Mr. EMBRY. How long was it after you signed the deed?

EFFIE DOUGLAS. I think it was a few days.

Mr. EMBRY. Did you and Steve establish any home down there, or have any home in Mexico at all?

EFFIE DOUGLAS. No, sir.

Mr. EMBRY. You stayed there a while longer and came back home?

EFFIE DOUGLAS. Yes, sir.

Mr. EMBRY. Now, when you saw Mr. Thackery down there, that is the time when he came with the lease money. The last time you saw him there with the lease money you saw him at the Indian camp, did you not?

**EFFIE DOUGLAS.** Yes, sir.

**MR. EMBRY.** Did you see a man who came there with him?

**EFFIE DOUGLAS.** Yes, sir.

**MR. EMBRY.** Did you understand that a lawyer came down there with Mr. Thackery? Did you understand there was a lawyer along with him when they came to your camp that evening?

**EFFIE DOUGLAS.** I do not know. I guess it was a lawyer. I do not remember.

**MR. EMBRY.** After you saw Mr. Thackery at the Indian camp at the time referred to in the former question, how long did you and Steve stay in Mexico; that is, how long was it until you came back to the United States?

**EFFIE DOUGLAS.** Two or three months.

**MR. EMBRY.** Is it not a fact that you came back to the United States about June 3 or 4, 1906?

**EFFIE DOUGLAS.** I came back. I guess that was the time I came back.

**MR. EMBRY.** Did Steve come back with you then, or did he come later, or had he gone before?

**EFFIE DOUGLAS.** I do not remember.

**MR. EMBRY.** Did you have any trouble in getting away from Mexico that time? If so, what trouble did you have?

**EFFIE DOUGLAS.** Yes, sir; they arrested us.

**MR. EMBRY.** Who arrested you?

**EFFIE DOUGLAS.** This Mexican who had one arm.

**MR. EMBRY.** That was the Mexican merchant, was it not?

**EFFIE DOUGLAS.** He keeps a store at Muzquiz.

**MR. EMBRY.** He arrested you? What other Indians did he arrest?

**EFFIE DOUGLAS.** Steve.

**MR. EMBRY.** Who else did he arrest?

**EFFIE DOUGLAS.** Only us two. We were home and they arrested us.

**MR. EMBRY.** He claimed that you owed him, did he not?

**EFFIE DOUGLAS.** Yes, sir.

**MR. EMBRY.** He arrested you for debt because you were coming home to the United States?

**EFFIE DOUGLAS.** Yes, sir; they made Steve pay. I have forgotten how much it was.

**MR. EMBRY.** Whatever Steve paid, do you know where Steve got the money to pay that fine and get your tickets to come home?

**EFFIE DOUGLAS.** Mr. Grimes and this other man had to pay for us. I do not know what his name was.

**Senator CURTIS.** Was it Brown?

**MR. THACKERY.** Doctor Beatty loaned it to them until they got to Eagle Pass, I think.

**EFFIE DOUGLAS.** One of the white men paid for us, I know, to get out.

**MR. EMBRY.** Then, when you got out where did you go? Did you come out on the train? Did you leave Muzquiz on the train?

**EFFIE DOUGLAS.** No, sir; we went the next day.

**MR. EMBRY.** How did you go? Did you travel afoot or in a buggy or on the train?

**EFFIE DOUGLAS.** On the train.

Mr. EMBRY. Where did you stop the next morning after you left Muzquiz going out on the train; where did you go first?

EFFIE DOUGLAS. To Eagle Pass.

Mr. EMBRY. You stopped at Eagle Pass, did you?

EFFIE DOUGLAS. Yes, sir.

Mr. EMBRY. How long did you stay at Eagle Pass?

EFFIE DOUGLAS. We stayed there two days, I think.

Mr. EMBRY. What did you do while you were there at Eagle Pass those two days?

EFFIE DOUGLAS. I received my money then.

Mr. EMBRY. You received your money from whom?

EFFIE DOUGLAS. From Mr. Grimes.

Mr. EMBRY. You had not sold Grimes any land there, had you; that was, the last time? You are talking about the last time when you made the deed. I am talking about the time in June, 1906, the first time, when Thackery came down and told the Indians he had lease money, a year ago last June, six months before you signed the deed.

The CHAIRMAN. The deed was made this year, in January.

Senator CURTIS. The time that boy was in jail and you came up home the first time, then you say you went back again. Mr. Embry wants to know about the first time you came up.

Mr. EMBRY. Were you and Steve arrested the first time? Were you arrested by the one-armed merchant the first time when you wanted to leave and come to the United States?

EFFIE DOUGLAS. No, sir; not the first time. When I came away he did not arrest me that time. The next time when I went back and wanted to come home they arrested me.

Senator CURTIS. Do you remember whether you went back before Christmas when you signed that deed?

EFFIE DOUGLAS. I do not remember.

Senator CURTIS. You do not remember whether it was before Christmas or after Christmas?

EFFIE DOUGLAS. No, sir.

Mr. EMBRY. Now, at the time you were down there in June, 1906—that is more than a year ago—at the time Thackery was there paying lease money, is it not a fact that you and Steve got your lease money at that time, and it was that lease money that you paid Doctor Beatty back and made your checks to come on home to the United States?

EFFIE DOUGLAS. We paid our own money.

Mr. EMBRY. That was lease money, was it not?

EFFIE DOUGLAS. Yes, sir.

Mr. EMBRY. That you got from Thackery to help you to get out on and come back?

EFFIE DOUGLAS. Yes, sir.

Mr. EMBRY. Did you tell Thackery you wanted to come back here to your home?

EFFIE DOUGLAS. Yes, sir.

Mr. EMBRY. He helped you to come, did he not; Mr. Thackery helped you to get off and come to Oklahoma?

EFFIE DOUGLAS. Yes, sir.

Mr. EMBRY. You got your lease money at that time, did you not?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. Do you remember when an old sick woman was brought there to the camp, a consumptive woman who coughed all the time?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. Tell the committee her actual condition; how sick she was and whether she was in bed, and whether she walked around?

EFFIE DOUGLAS. She was very sick, but she walked around a little way.

Senator CURTIS. They had to help her in and out of wagons, did they not, while you were there?

EFFIE DOUGLAS. I never saw her go to town.

Senator CURTIS. She never went to any place while you were there, did she?

EFFIE DOUGLAS. I do not believe she did.

Senator CURTIS. If she had gone you folks would have known it, would you not?

EFFIE DOUGLAS. They lived a good ways from us.

Senator CURTIS. But you knew she was pretty sick?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. In fact, she coughed all the time, did she not?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. And she afterwards died?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. Were you there when she died?

EFFIE DOUGLAS. No, sir.

Senator CURTIS. You had come home, had you?

EFFIE DOUGLAS. Yes, sir.

Senator CURTIS. Did you talk with your husband about that after he came to Monclova?

EFFIE DOUGLAS. Yes, sir; he came where I was.

Senator CURTIS. What did he say to you about what they had tried to get him to do over there and what he did? Did he tell you what occurred?

EFFIE DOUGLAS. He said they just wanted him to sign, but he did not sign.

Senator CURTIS. He told you that?

EFFIE DOUGLAS. Yes, sir.

The witness was therefore excused.

NAH-MAH-CHE-THA-QUAH (a woman), having been first duly sworn, and her interpreter, Joe Whipple, having been similarly sworn, testified as follows:

Senator CURTIS. State your name.

NAH-MAH-CHE-THA-QUAH. Nah-mah-che-tha-quah.

Senator CURTIS. Are you a member of the Kicking Kickapoo tribe of Indians?

NAH-MAH-CHE-THA-QUAH. Yes, sir.

Senator CURTIS. Are you Wahpahchequa's mother?

NAH-MAH-CHE-THA-QUAH. Yes, sir.

Senator CURTIS. How old are you?

NAH-MAH-CHE-THA-QUAH. I am very old.

Senator CURTIS. Did you use to be down in Mexico?

NAH-MAH-CHE-THA-QUAH. Yes, sir.

Senator CURTIS. How long were you down there?

NAH-MAH-CHE-THA-QUAH. Four years.

Senator CURTIS. Were you down there a year ago last summer in May, June, July, and August.

NAH-MAH-CHE-THA-QUAH. I just came from there last spring.

Senator CURTIS. Do you remember Mr. Thackery being down there to pay lease money last spring a year ago?

NAH-MAH-CHE-THA-QUAH. I do not remember it at all. They had not got any lease money there.

Senator CURTIS. There was a farmer, a Kickapoo farmer, who came down there and brought some lease money? Do you remember who he was?

NAH-MAH-CHE-THA-QUAH. They told me it was a farmer that came there and I touched the pen. That was all.

Senator CURTIS. Did you get any lease money?

NAH-MAH-CHE-THA-QUAH. No, sir; they told me to sign and they were going to give me \$1,500.

Senator CURTIS. Did they give you any money?

NAH-MAH-CHE-THA-QUAH. No, sir.

Senator CURTIS. Do you know Mr. Bentley?

NAH-MAH-CHE-THA-QUAH. Yes, sir.

Senator CURTIS. Did you ever talk with Mr. Bentley about trading your land in Oklahoma for land in Mexico?

NAH-MAH-CHE-THA-QUAH. No, sir.

Senator CURTIS. Did you ever have any talk with Mr. Bentley about that land?

NAH-MAH-CHE-THA-QUAH. No, sir.

Senator CURTIS. Did you ever have any talk with your son, Wah-pahchequa, about their trading their land in Oklahoma for land in Mexico?

NAH-MAH-CHE-THA-QUAH. No, sir; he never said anything to me.

Senator CURTIS. Did you ever trade your land to Ives?

NAH-MAH-CHE-THA-QUAH. No, sir.

Senator CURTIS. Have you ever traded or sold your land to any person?

NAH-MAH-CHE-THA-QUAH. I never sold my land, but I had money one time.

Senator CURTIS. Did Mr. Bentley give you money at that time?

NAH-MAH-CHE-THA-QUAH. I went across the river one time and got \$100. They said it was the payment money I was drawing.

Senator CURTIS. Who gave you that money?

NAH-MAH-CHE-THA-QUAH. Mr. Bentley.

Senator CURTIS. Did he give you a paper for another \$100?

NAH-MAH-CHE-THA-QUAH. Then he gave me another paper for some more, another hundred dollars.

Senator CURTIS. Can you see whether this is the paper that I hand you [handing witness a paper]?

NAH-WAH-CHE-THA-QUAH (after looking at same). Yes, sir.

Mr. Bentley admitted that the paper referred to by Senator Curtis was the paper in question, and is as follows:

EAGLE PASS, TEXAS, Nov. 26, 1906.

Received from Nah-mah-che-mo-qua one hundred dollars.

Fund for removal from Muzquiz to another location in Mexico.

MARTIN J. BENTLEY.

\$100.00.

NAH-MAH-CHE-THA-QUAH. Mr. Bentley did not give me the other at all.

Senator CURTIS. Mr. Bentley has never paid this?

NAH-MAH-CHE-THA-QUAH. No, sir.

Senator CURTIS. Did you ever present a receipt to Mr. Bentley and ask him to pay you the other \$100?

NAH-MAH-CHE-THA-QUAH. Mr. Bentley told me "When you moved to Chihuahua you can take this check." When he gave me this paper he said, "You can take that and pass that at the bank."

Senator CURTIS. And get a hundred dollars?

NAH-MAH-CHE-THA-QUAH. Yes, sir; get a hundred dollars for it.

Senator CURTIS. Have you asked Mr. Bentley to pay you the hundred dollars since?

NAH-MAH-CHE-THA-QUAH. No, sir.

Senator CURTIS. Did you ever get any money for your land either from Mr. Bentley or Mr. Ives?

NAH-MAH-CHE-THA-QUAH. No, sir.

Senator CURTIS. Who bought your ticket up here from Eagle Pass?

NAH-MAH-CHE-THA-QUAH. When I got to Eagle Pass—we had enough money to get to Eagle Pass—and when we got there Mr. Bentley paid for the tickets, and that was all he did. We were hungry all the way through. We had to starve all the way up here.

Senator CURTIS. He did not give you any money to buy meals with?

NAH-MAH-CHE-THA-QUAH. No, sir.

Senator CURTIS. Was there not a white man, Judge Woods, along?

NAH-MAH-CHE-THA-QUAH. He came with the Indians I was with.

Senator CURTIS. Did not Mr. Bentley give you \$10 to buy something to eat on the way up?

NAH-MAH-CHE-THA-QUAH. No, sir; he only paid \$5 when I got here to hire a rig to take us over to the village.

Senator CURTIS. Whom do you expect to buy your tickets when you go back to your folks when Wahpahchequa goes back?

NAH-MAH-CHE-THA-QUAH. I do not know. I am just like a little child, now. I can not do anything. I am helpless.

Mr. EMBRY. Now, this paper is Mr. Bentley's receipt for \$100, which he gave you at Eagle Pass at the time you got your Government money at the Border National Bank.

NAH-MAH-CHE-THA-QUAH. Yes, sir.

Mr. EMBRY. Did you understand that Mr. Bentley would pay you \$100 on this paper?

The INTERPRETER. She is counting way ahead.

NAH-MAH-CHE-THA-QUAH. Mr. Bentley told me, "I will give you \$100."

Mr. EMBRY. How much money did you get at Eagle Pass—how much did they give you in Washington money in November of last year?

NAH-MAH-CHE-THA-QUAH. Just \$100.

Mr. EMBRY. Did Mr. Bentley give you this paper there at that time?

NAH-MAH-CHE-THA-QUAH. Yes, sir.

Mr. EMBRY. Did Mr. Bentley tell you that you could get the money on this paper from the Border National Bank at Eagle Pass?



NAH-MAH-CHE-THA-QUAH. No, sir; he said, "We are going to keep some of this money back for you. When you move away from Mexico you will have use for this money again."

Mr. EMBRY. Did this paper show how much was kept back for you to use when you moved away from Mexico?

MAH-MAH-CHE-THA-QUAH. No, sir; I do not know about that.

Mr. EMBRY. Do you know how much Mr. Bentley owes you now?

MAH-MAH-CHE-THA-QUAH. That is all; that has been paid. He owes the balance.

Mr. EMBRY. Do you know how much the balance is that he owes?

MAH-MAH-CHE-THA-QUAH. \$180.

Mr. EMBRY. Have you asked him to pay it?

MAH-MAH-CHE-THA-QUAH. No, sir; I never asked him. He said, "You will have to go," and sent me over to the Territory.

Mr. EMBRY. Where did Mr. Bentley say you would have to go?

MAH-MAH-CHE-THA-QUAH. Go to Oklahoma.

Mr. EMBRY. When do you understand that Mr. Bentley is to pay you this money on this paper?

MAH-MAH-CHE-THA-QUAH. I have not had any talk with him since.

Mr. EMBRY. Did you understand when he gave you this paper as to when he would pay you the money represented by this paper?

MAH-MAH-CHE-THA-QUAH. No, sir; I did not have any understanding as to when.

The witness was thereupon excused, and at 12.30 o'clock the committee took a recess until 1.30 o'clock p. m.

NOTEN, having been first duly sworn, and his interpreter, Joe Whipple, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

NOTEN. Noten.

Senator CURTIS. Are you a Kickapoo Indian?

NOTEN. Yes, sir.

Senator CURTIS. Are you one of the councilmen of the Kicking Kickapoos of Mexico?

NOTEN. Yes, sir.

Senator CURTIS. Do you own a farm here in Oklahoma?

NOTEN. Yes, sir.

Senator CURTIS. How many acres?

NOTEN. Eighty acres.

Senator CURTIS. Were you in Mexico in 1906?

NOTEN. Yes, sir.

Senator CURTIS. How long were you down there?

NOTEN. A little over four years.

Senator CURTIS. Did you see Thackery, United States Indian agent, down there—this gentlemen here [indicating]—in the spring of 1906?

NOTEN. Yes, sir; I saw him.

Senator CURTIS. Do you know a lawyer named George Outcalt?

NOTEN. Yes, sir; I know him well.

Senator CURTIS. Was he down there?

NOTEN. Yes, sir; he was there.

Senator CURTIS. Do you know Grimes and Chapman and Al. Brown and Russell Johnson and Cal. Moore?

NOTEN. Yes, sir; I am well acquainted with Grimes.

Senator CURTIS. Do you know Doctor Conine?

NOTEN. Yes, sir.

Senator CURTIS. Did you have any talk with this man Thackery when he was down there about lease money?

NOTEN. Yes, sir.

Senator CURTIS. Did you see him when he was down in Mexico last spring?

NOTEN. Yes, sir; I saw him.

Senator CURTIS. Did you have any talk with him?

NOTEN. Yes, sir; I had a talk with him.

Senator CURTIS. What was he talking about?

NOTEN. He was talking about deed money, about my brother's land.

Senator CURTIS. Did you talk with him about it?

NOTEN. Yes, sir.

Senator CURTIS. Did you talk with him about anything else, lease money or anything else?

NOTEN. No, sir.

Senator CURTIS. Were you there when any other Indians talked with him?

NOTEN. I had some lease money there.

Senator CURTIS. How long was Mr. Thackery there, if you know?

NOTEN. I can not tell how long, but he was there quite a little bit.

Senator CURTIS. State how long Mr. Outcalt was around there.

NOTEN. He was there a good while.

Senator CURTIS. Did you talk with Mr. Outcalt while he was there?

NOTEN. No, sir.

Senator CURTIS. Did you see him out at the Indian camp?

NOTEN. Yes, sir; he came there.

Senator CURTIS. How many times did he come?

NOTEN. A good many times.

Senator CURTIS. What was he doing there?

NOTEN. He was consulting Grimes about buying land.

Senator CURTIS. Were Grimes and Conine and Chapman around there a good deal?

NOTEN. Yes, sir.

Senator CURTIS. Brown was there, was he?

NOTEN. Yes, sir; Brown was there.

Senator CURTIS. Did they all sleep and eat at the same place, Outcalt, Grimes, and Brown, when they were out there?

NOTEN. Yes, sir.

Senator CURTIS. Did you have any talk with Grimes about why he was down there?

NOTEN. Yes, sir.

Senator CURTIS. What did he say?

NOTEN. He said, "I want you to help me get deeds from these Indians."

Senator CURTIS. What did you say to him?

NOTEN. I said, "How much are you going to pay me?" He said, "\$100," and after he told me that he handed me a big bottle of whisky and I drank it, and after it took effect on me I said, "I will help you." That was all. We had a talk.

Senator CURTIS. Did you help him after that?

NOTEN. No, sir; I knew he was a rascal, and I would not help him afterwards.

Senator CURTIS. Did you see him around there after that?

NOTEN. I saw him a good many times afterwards.

Senator CURTIS. Was he around after the Indians?

NOTEN. Yes, sir.

Senator CURTIS. Did Grimes and Conine and those people have any whisky around there?

NOTEN. Yes, sir; they were drinking whisky all the time.

Senator CURTIS. Did they get the young men and women drunk?

NOTEN. Those men and women did not have any money and they furnished the money and whisky.

Senator CURTIS. Grimes furnished them the money for the whisky?

NOTEN. Yes, sir.

Senator CURTIS. Was Grimes, Chapman, Conine, Al. Brown, and Johnson all there together?

NOTEN. Yes, sir; they were all there together.

Senator CURTIS. They were all trying to get land?

NOTEN. Yes, sir.

Senator CURTIS. Was Joe Clark there working with them?

NOTEN. Yes, sir; I have seen him there.

Senator CURTIS. State if you were there the day he took all the Indians up to Guajardo's house.

NOTEN. Yes, sir; they brought me there and then they took me to jail right away. There were five of us who went in.

Senator CURTIS. Just tell the committee all about it?

NOTEN. There were Pakotah, Wahpahchequa, Okemah, Kishkin-nequote, and me, Noten. I could not hear what they were doing.

Senator CURTIS. Tell how they took you to jail and who came after you?

NOTEN. Six Mexican policemen took us.

Senator CURTIS. What white men were along?

NOTEN. Conine and Grimes were with the Mexican policemen.

Senator CURTIS. Did you see any other white man there; did you see Al. Brown or Chapman?

NOTEN. They were all together.

Senator CURTIS. Did you see them at Guajardo's house?

NOTEN. Yes, sir; they were upstairs.

Senator CURTIS. When they brought you to Guajardo's house how long did they keep you there before they took you and the other Indians to jail?

NOTEN. They never had time to take us upstairs to hear what was said. They just carried us right from downstairs.

Senator CURTIS. They never took you upstairs at all, did they?

NOTEN. No, sir.

Senator CURTIS. Did Guajardo or any of them say anything to you downstairs?

NOTEN. No, sir.

Senator CURTIS. Did any of the white men tell them why they had the Indians there that day?

NOTEN. The Indians spoke up to them; Guajardo told them that he understood Mexican law. He said, "You come here and touch the pen, tell the Indians," and that time they carried us up to the jail.

Senator CURTIS. Was any pen touched while you were there?

NOTEN. No, sir; I never saw it.

Senator CURTIS. Just tell the committee how they took you up to jail, how you were started from the camp, and how they loaded you in the wagon.

NOTEN. The coaches came to the camp.

Senator CURTIS. How many were there?

NOTEN. A good many, and they loaded us into the coaches and then they took us to Muzquiz and some of the men or women wanted to go out a little bit to stop the team, and they would not do it. They were just watching us and took us straight to Guajardo's house.

Senator CURTIS. Then they took you back to prison?

NOTEN. They carried all of us to the jail.

Senator CURTIS. How long did they keep you in jail?

NOTEN. They put us in jail one day.

Senator CURTIS. Did they take you up to Guajardo's house?

NOTEN. No, sir; we went home from there.

Senator CURTIS. After that time did you see Grimes and Conine and those other white men around the Indian camp?

NOTEN. Yes, sir.

Senator CURTIS. Did they have the Indians drunk?

NOTEN. Yes, sir; and they handed me drink all the time. I was drunk with them.

Senator CURTIS. Were you there after they took any of the Indians over to Eagle Pass the first time, the time they took Ah-ten-y-tuck?

NOTEN. No, sir; I did not go.

Senator CURTIS. Were you at the Indian village when they took some of the Indians up to Muzquiz to take them up to Eagle Pass?

NOTEN. Yes, sir; I was there.

Senator CURTIS. What was the condition of the Indians at that time, and what white men were there?

NOTEN. They got some buggies and hacks from Muzquiz and brought them there and carried these Indians away.

Senator CURTIS. I want to know if the Indians were drunk or sober?

NOTEN. They were drunk.

Senator CURTIS. How many Mexican policemen were there around the San Francisco place at that time?

NOTEN. Doctor Conine appointed himself to be a policeman, I guess. He was the one that took the Indians.

Senator CURTIS. Did they have other policemen around there?

NOTEN. I do not know. They were the ones that had guns.

Senator CURTIS. Was there any big policemen there; a Mexican policeman who had a gun?

NOTEN. Yes, sir.

Senator CURTIS. How many?

NOTEN. There were two or three of them and Doctor Conine.

Senator CURTIS. Do you remember the second time when a bunch of Indians were taken over to Guajardo's house? Were you there, then, at the camp?

NOTEN. No, sir; nobody.

Senator CURTIS. You do not remember that?

NOTEN. No, sir; I was here then, but when I went back I heard about it. You [Joe Whipple] was down there. I heard they had carried some over there. I was here at that time.

Senator CURTIS. Did you and Mr. Bentley follow the first crowd over to Eagle Pass?

NOTEN. Yes, sir.

Senator CURTIS. When you got to Eagle Pass, where did you find these Indians?

NOTEN. They were in the stable.

Senator CURTIS. Was the door locked, or the gate?

NOTEN. It was locked.

Senator CURTIS. Did you try to get them out?

NOTEN. Yes, sir; I tried to get them out, and they could not get out.

Senator CURTIS. Whom did you ask?

NOTEN. That Mexican there, the one that owned the wagon yard.

Senator CURTIS. What white men were around there?

NOTEN. Cal Moore was there. He was the only one at that time.

Senator CURTIS. Did you see Grimes or Chapman or Conine around town there?

NOTEN. Yes, sir; I saw them around. That is a big rascal.

Senator CURTIS. Who?

NOTEN. Brown. He was there and also Grimes.

Senator CURTIS. Was Mr. Thackery in Eagle Pass that day?

NOTEN. I did not see him. I saw George.

Senator CURTIS. George Outcelt?

NOTEN. No, sir; George Graham.

Senator CURTIS. How long did you stay there?

NOTEN. About two days.

Senator CURTIS. Were you trying all the time to get these Indians out of this locked corral?

NOTEN. I just kept going round and round that place. I could not do anything.

Senator CURTIS. Because they were locked up?

NOTEN. Yes, sir.

Senator CURTIS. Did they have any beer or whisky or mescal in there?

NOTEN. Yes, sir; they had lots of beer inside.

Senator CURTIS. State if Mr. Bentley told you what to do with the Indians or what to try to do; and if so, what he told you.

NOTEN. He said, "You go across the river."

Senator CURTIS. That was at C. P. Diaz's.

NOTEN. He told me to bring him a shirt and he would give me the number of the shirt. Then he said, "You go there and see about your friends too," and I went around there and saw all those prisoners.

Senator CURTIS. How long after that was it before you came up to Oklahoma?

NOTEN. It was some time afterwards; I do not remember how many days.

Senator CURTIS. Were you there when Mr. Bentley was in prison in Muzquiz?

NOTEN. Yes, sir.

Senator CURTIS. Did you see him in jail there or in the court-house?

NOTEN. Yes, sir; he was upstairs.

Senator CURTIS. Do you remember the night he got out of jail and went away from there?

NOTEN. Yes, sir.

Senator CURTIS. Who was hunting him or looking for him?

NOTEN. Those rascals.

Senator CURTIS. Give the names of some of them.

NOTEN. That red-headed fellow and Grimes, and quite a number of them; I can not give them all.

Senator CURTIS. Did those Indians there that you talked with want to sell their land to Grimes and Outcalt?

NOTEN. Yes, sir: they were talking about it.

Senator CURTIS. Did they want to sell or were they just talking about it?

NOTEN. I do not know.

Senator CURTIS. What did the Indians say about selling their lands in Oklahoma to Grimes and those men?

NOTEN. I never heard any of them say they wanted to sell it.

Senator CURTIS. Were you there the night at Wah-pah-ho-ko's house when a big written paper was signed?

NOTEN. I saw them there writing.

Senator CURTIS. What was said to the Indians about the writing? Whether they would stay in Mexico or come to Oklahoma?

NOTEN. Mr. Bentley and Mr. Field told them, "Now, do just as you please. If you want to go back to Oklahoma you can go, or you can stay here, either way you want to do, and nobody will ever urge you to do anything." They left it to them.

Senator CURTIS. Did you know how many Kickapoos in the camp signed that?

NOTEN. They all signed at that time.

Senator CURTIS. Then after these other parties came there they would begin to pull them away?

NOTEN. Yes, sir.

Senator CURTIS. And take them where?

NOTEN. To Muzquiz. These fellows told them, "I will put the money right in your hand if you will go with us."

Senator CURTIS. What did the Indians say to that?

NOTEN. They told the Indians, "We will put the money right in your hands and you can do just as you please with it."

Senator CURTIS. That is what Grimes and those people told the Indians?

NOTEN. Yes, sir.

Senator CURTIS. What did the Indians say to them?

NOTEN. They said, "Here is Mr. Bentley, who has come over here; he will not give you anything. You will never have anything, but we will put the money in your hands and you will have something."

Senator CURTIS. Did they say anything else?

NOTEN. Well, the Indians liked that; some of them did.

Senator CURTIS. They wanted the money, did they?

NOTEN. Yes, sir. And besides they scared them by arresting them, and they just piled right up.

Senator CURTIS. How many of the Indians there were really friendly to the Grimes people? Did they like them, or did they force them and scare them?

NOTEN. Sure; they both had guns all the time.

Senator CURTIS. And plenty of whisky?

NOTEN. They had plenty of whisky all the time. Then they just kept throwing out the money to the Indians.

Senator CURTIS. What did Mr. Bentley say to them about their Oklahoma property?

NOTEN. He never told us anything. It was just our own advice.

Senator CURTIS. What did they tell him?

NOTEN. They told him to hunt a piece of land that was good land for us to live on.

Senator CURTIS. Where?

NOTEN. In Mexico.

Senator CURTIS. What was to be done with your land in Oklahoma?

NOTEN. They wanted Mr. Bentley to swap that land for land in Mexico.

Senator CURTIS. Did you turn your land over to Mr. Bentley?

NOTEN. Yes, sir; I turned it over to him.

Senator CURTIS. Did Mr. Bentley pay you any money for it?

NOTEN. He gave me a little.

Senator CURTIS. What was he to do with it?

NOTEN. Well, he said he would buy a piece of land up in Mexico—up in the bottom there some place.

Senator CURTIS. Did you not pay some of your money, \$1,600 of your money, to Mr. Bentley for him to put it in the San Francisco ranch?

NOTEN. Yes, sir; that is what I have done.

The CHAIRMAN. That is what you have done?

NOTEN. Yes, sir.

Senator CURTIS. State to the committee what you want Mr. Bentley to do with your land in Mexico.

NOTEN. I want him to give it to me so I can work it.

Senator CURTIS. You want to get land in Mexico, do you?

NOTEN. Yes, sir.

Senator CURTIS. Do you want it there where they are in Mexico, or do you want to go over where Okemah is?

NOTEN. Yes, sir; I want to go where Okemah is.

Senator CURTIS. Do you want to sell that land that you have near Muzquiz?

NOTEN. Yes, sir.

The CHAIRMAN. If they find some good land in Mexico do you think the Indians will work it and plant corn and wheat and other things of that kind?

NOTEN. Yes, sir; they would.

The CHAIRMAN. Do you think if they went there and it was a good place for cattle that they would raise cattle there?

NOTEN. Yes, sir.

Mr. EMBRY. How much money did Mr. Bentley pay you personally for your land?

NOTEN. I do not know. He paid me quite a sum. I could not give any idea of how much he paid me. I did not set it down.

The CHAIRMAN. Did you leave that to Mr. Bentley?

NOTEN. Yes sir; I left it to Mr. Bentley. Mr. Bentley pays my debts what I owe.

The CHAIRMAN. Mr. Bentley has paid your debts?

NOTEN. Yes, sir.

Mr. EMBRY. Now, when Mr. Thackery came down there did you have a talk with him—did he talk with you?

NOTEN. That was the only time, about that deed money.

The CHAIRMAN. What money are you talking about?

Senator CURTIS. It is understood that \$600 was due him from the sale of a dead brother's land.

NOTEN. The last ten years he gave me \$10. I just called for that much from Mr. Thackery.

Mr. EMBRY. Is that the talk you had with Thackery?

NOTEN. That is all.

Mr. EMBRY. How many times did you see Mr. Thackery while you were in Mexico?

NOTEN. About twice. When he first came over there he gave me some lease money.

Mr. EMBRY. Did you have a talk with George Outcalt?

NOTEN. No, sir; just watching him—watching what he was doing.

Mr. EMBRY. You did not hear George Outcalt talk any?

NOTEN. No, sir.

Mr. EMBRY. Did you, about March, 1905, go to Eagle Pass?

NOTEN. Yes, sir.

Senator CURTIS. Did you go there with your mother to get lease money?

NOTEN. Yes, sir; I went after deed money.

Mr. EMBRY. Did your mother, We-hah-na-hah, write Mr. Chester Howe, at Washington, along in 1904, a letter to have their money sent to Eagle Pass?

NOTEN. That was the reason we went for it to be paid over there. She was too old to go anywhere.

Senator CURTIS. Then, did you send for it.

NOTEN. Yes, sir; to Eagle Pass.

Senator CURTIS. Just read this letter and state if you read it?

Mr. BENTLEY. If the committee please, that is unfair. Everybody knows that an Indian never prepared such a letter as that. I prepared that letter, and sent to them for signature.

Senator CURTIS. Then we will ask him if they received a letter about that money.

NOTEN. That is what made that money come there.

Senator CURTIS (to the interpreter). You just read the letter to him and ask him if he remembers having that letter written.

NOTEN. Yes, sir; I had it written.

Mr. EMBRY. Who wrote that letter, if you know?

NOTEN. A white man.

Mr. EMBRY. What white man, if you know?

NOTEN. I got this white man to write that letter. I can not name him.

Mr. EMBRY. Where did this white man live who wrote the letter?

NOTEN. He lived at Eagle Pass. This old lady was too old, and that was the reason we sent for her money to be paid over at Eagle Pass. I got my money from Mr. Thackery.



Mr. EMBRY. Did your mother see that letter at any time, if you know?

NOTEN. I told my mother what they were doing, and we both signed.

Senator CURTIS. Did she get her money afterwards?

NOTEN. Yes, sir; she got her money.

Senator CURTIS. How much?

NOTEN. Three hundred and sixty some odd dollars.

Senator CURTIS. Do you know John Young, a cattleman there at Muzquiz?

NOTEN. I was acquainted with him, but I can not think of his name. I will be glad to answer any questions you want to ask.

The CHAIRMAN. How long have you known Mr. Bentley?

NOTEN. Pretty nearly fifteen years; for fourteen years I have been well acquainted with him.

The CHAIRMAN. Have you employed or authorized Mr. Bentley to look after your affairs?

NOTEN. Yes, sir; we Indians do not know the way you white people transact business. That is the reason I left it to Mr. Bentley. There are plenty of white men now that I can not compare myself with. I told Mr. Bentley to look after my interest; I am going to move away from here. I think of our Creator, and that is the reason I do not want to be disturbed here and that is the reason I hired Mr. Bentley.

The CHAIRMAN. How long has Mr. Bentley been your representative?

NOTEN. About three or four years.

The CHAIRMAN. How long did Mr. Bentley represent the Government as their agent, if you remember?

NOTEN. About three or four years; I do not exactly recollect. He was the agent for three or four years.

The CHAIRMAN. Has he been their representative looking after their affairs since he has been agent?

NOTEN. Mr. Thackery was appointed to be agent and Mr. Bentley was moved out.

The CHAIRMAN. Since Mr. Bentley has been moved out has he been looking after their affairs for the Indians?

NOTEN. We could not depend on Mr. Thackery and we looked to Mr. Bentley all the time in our interest.

The CHAIRMAN. Are the Indians over in Mexico satisfied with Mr. Bentley?

NOTEN. Yes, sir; they depend on him to help them.

The witness was thereupon excused.

WILLIAM PANTHER, having been first duly sworn by the chairman, was examined and testified as follows:

Senator CURTIS. State your name to the committee.

WILLIAM PANTHER. William Panther.

Senator CURTIS. Where do you live?

WILLIAM PANTHER. About 5 miles off east.

Senator CURTIS. Are you a Shawnee Indian?

WILLIAM PANTHER. Yes, sir.

Senator CURTIS. How long have you been living here in this country?

WILLIAM PANTHER. A little over thirty years.

Senator CURTIS. How much land do you own?

WILLIAM PANTHER. I do not own any land at all.

Senator CURTIS. Have you any now?

WILLIAM PANTHER. No, sir.

Senator CURTIS. You did have some Indian land, did you not?

WILLIAM PANTHER. Oh, yes, sir.

Senator CURTIS. How much land did you have?

WILLIAM PANTHER. 228 acres.

Senator CURTIS. Do you know how many Indians there are around here, Kickapoos and Shawnees, who have any land now?

WILLIAM PANTHER. I do not know much about the Kickapoos; I know about the Shawnees.

Senator CURTIS. How many of the Shawnees have any land now?

WILLIAM PANTHER. I do not know; but a lot of them.

Senator CURTIS. What did they do with it?

WILLIAM PANTHER. They had to sell it.

Senator CURTIS. What have they done with the money usually—wasted it?

WILLIAM PANTHER. I guess so.

Senator CURTIS. Has your daughter any land?

WILLIAM PANTHER. Yes, sir; 40 acres.

Senator CURTIS. Has your son-in-law any land?

WILLIAM PANTHER. No, sir; he did not have any.

Senator CURTIS. Has your son got some?

WILLIAM PANTHER. No, sir.

Senator CURTIS. Is the 40-acre tract all you have in your family now?

WILLIAM PANTHER. Yes, sir; that is all.

Senator CURTIS. Is there an application pending to remove the restrictions on that land owned by your daughter—an application at Washington to let your daughter sell the land?

WILLIAM PANTHER. Yes, sir.

Senator CURTIS. Who filed that; who had it done?

WILLIAM PANTHER. My daughter did it.

Senator CURTIS. Who urged her to do it?

WILLIAM PANTHER. I do not know. She is here now.

Senator CURTIS. Did a white man want to buy it?

WILLIAM PANTHER. Nobody wanted to buy it, but my daughter asked about a patent.

Senator CURTIS. Whom did she ask?

WILLIAM PANTHER. The Indian Office.

Senator CURTIS. Mr. Thackery, the man who was here a little while ago?

WILLIAM PANTHER. Yes, sir.

Senator CURTIS. Did he recommend that it be ordered?

WILLIAM PANTHER. Yes, sir; he advertised it around here.

Senator CURTIS. Do you know how much your daughter is in debt?

WILLIAM PANTHER. No, sir; I do not.

Senator CURTIS. Then this is all the land you have left in the family?

WILLIAM PANTHER. Yes, sir.

Senator CURTIS. Is it because she is badly in debt that she wants to sell her land?

WILLIAM PANTHER. No; I do not believe she is in debt.

Senator CURTIS. Does she now owe something at the trader's store?

WILLIAM PANTHER. No, sir.

Senator CURTIS. How much land has your son-in-law to sell that belonged to your daughter?

WILLIAM PANTHER. Forty acres.

Senator CURTIS. How much did he sell that belonged to himself?

WILLIAM PANTHER. \$1,800 worth.

Senator CURTIS. How many pieces did your son-in-law sell altogether?

WILLIAM PANTHER. I do not know.

Senator CURTIS. Four or five?

WILLIAM PANTHER. I do not know how many acres he sold.

The CHAIRMAN. He sold all he had, did he?

WILLIAM PANTHER. He only has 40 acres of his own land, but we have been selling it; I do not know how much.

The CHAIRMAN. You say your daughter does not owe anything at all?

WILLIAM PANTHER. No, sir.

The CHAIRMAN. Are you sure?

WILLIAM PANTHER. Yes, sir.

The CHAIRMAN. Then what did she want to sell the land for?

WILLIAM PANTHER. She wants to buy another piece of land.

The CHAIRMAN. Where is the other piece she wants to buy?

WILLIAM PANTHER. Over here a little ways.

The CHAIRMAN. Do you think if she sells she will buy another piece?

WILLIAM PANTHER. Yes, sir; that is why she made the contract with the Indian Office, Mr. Thackery.

The CHAIRMAN. She has not bought the other piece yet, has she?

WILLIAM PANTHER. No, sir; not yet.

The CHAIRMAN. You will have to pay the taxes on the new land when she buys it, will you not?

WILLIAM PANTHER. Yes, sir.

The CHAIRMAN. But you think she wants to buy a new piece of land. Is not this land good land where she is?

WILLIAM PANTHER. Yes, sir; it is good land, good bottom land. That is the reason we want to buy over there. We want top land pretty near all in cultivation.

The CHAIRMAN. She wants to sell the bottom land and get the hill land?

WILLIAM PANTHER. Yes, sir.

The CHAIRMAN. How much is this 40 acres worth of your daughter's land?

WILLIAM PANTHER. About \$3,000.

The CHAIRMAN. That is pretty good land, is it?

WILLIAM PANTHER. Yes, sir; pretty good land; black gumbo land, but the railroad is cut off.

The CHAIRMAN. What is she to pay for the land she is going to buy? How much?

WILLIAM PANTHER. I believe about \$1,600.

Mr. EMBRY. How old is your daughter?

WILLIAM PANTHER. About 23.

The CHAIRMAN. Is she the wife of this son-in-law?

Mr. EMBRY. I understand so.

Mr. EMBRY. Is she educated? Does she go to school?

WILLIAM PANTHER. Yes, sir; she went to school and talks English a little bit.

The witness was thereupon excused.

GEORGE B. KISHKETON, having been first duly sworn, testified as follows:

Senator CURTIS. State your name.

GEORGE B. KISHKETON. George B. Kishketon.

Senator CURTIS. Where do you live?

GEORGE B. KISHKETON. I live northwest, about 6½ miles from here.

Senator CURTIS. How old are you?

GEORGE B. KISHKETON. 22.

Senator CURTIS. To what tribe of Indians do you belong?

GEORGE B. KISHKETON. Kickapoos.

Senator CURTIS. Do you belong to the kicking Kickapoos or the straight Kickapoos?

GEORGE B. KISHKETON. The kicking Kickapoos.

Senator CURTIS. What school were you educated at?

GEORGE B. KISHKETON. I was in the Carlisle Indian and the Haskell and the Chilocco.

Senator CURTIS. How long were you there?

GEORGE B. KISHKETON. About six months, and then came to the Shawnee Business College here.

Senator CURTIS. How long were you in Haskell?

GEORGE B. KISHKETON. I did not stay there but a little over a month.

Senator CURTIS. How long were you at Carlisle?

GEORGE B. KISHKETON. Six years.

Senator CURTIS. Did you graduate at Carlisle?

GEORGE B. KISHKETON. I did not.

Senator CURTIS. When did you leave Carlisle?

GEORGE B. KISHKETON. In 1904.

Senator CURTIS. Where did you live in 1906?

GEORGE B. KISHKETON. I was in Mexico.

Senator CURTIS. When did you go to Mexico?

GEORGE B. KISHKETON. After I came from Carlisle.

Senator CURTIS. You were down there two or three years, were you?

GEORGE B. KISHKETON. I did not stay here more than about four weeks, and then went to Mexico.

Senator CURTIS. And stayed there how long?

GEORGE B. KISHKETON. A little over a year.

Senator CURTIS. When did you get back from there?

GEORGE B. KISHKETON. I came from there in 1905.

Senator CURTIS. When did you first meet L. C. Grimes?

GEORGE B. KISHKETON. I did not stay after I took about eight months—after I took a business course here in Shawnee.

Senator CURTIS. Did you see L. C. Grimes down in Mexico?

GEORGE B. KISHKETON. I have seen him right in Shawnee.

Senator CURTIS. Did you see him in Mexico in 1906?

GEORGE B. KISHKETON. No, sir; I saw him right in Shawnee.

Senator CURTIS. You were down in Mexico in 1906, were you not?

GEORGE B. KISHKETON. Yes, sir; I was down there and came back here to Shawnee and met him right on the street.

Senator CURTIS. Did you afterwards see him in Mexico?

GEORGE B. KISHKETON. No, sir; I never saw him in Mexico.

Senator CURTIS. Did you see him in Eagle Pass?

GEORGE B. KISHKETON. No, sir; I did not.

Senator CURTIS. You never saw him?

GEORGE B. KISHKETON. No, sir; I told you I met him right out here in Shawnee at the Oklahoma depot.

Senator CURTIS. You were at Muzquiz, were you not?

GEORGE B. KISHKETON. Yes, sir; I was in Muzquiz, but I never saw him there. I saw him in Shawnee.

Senator CURTIS. Did you see Doctor Conine?

GEORGE B. KISHKETON. No, sir; I never knew him before in my life. I met him right in Shawnee.

Senator CURTIS. You never met him before?

GEORGE B. KISHKETON. No, sir.

Senator CURTIS. Did you ever do any interpreting for Doctor Conine or L. C. Grimes?

GEORGE B. KISHKETON. Not until about three years before Mr. Bentley sold those lands in Eagle Pass.

Senator CURTIS. Not for three years?

GEORGE B. KISHKETON. No, sir.

Senator CURTIS. Did you do any interpreting for those men in connection with the Kickapoo Indians in Mexico in 1906?

GEORGE B. KISHKETON. No, sir.

Senator CURTIS. Did you do any for Chapman?

GEORGE B. KISHKETON. No, sir; I did not.

Senator CURTIS. Did you do any for either Tack Grimes or L. C. Grimes?

GEORGE B. KISHKETON. Well, L. C. Grimes, I will tell you—yes, sir; I did.

Senator CURTIS. Where?

GEORGE B. KISHKETON. In Shawnee, here.

Senator CURTIS. Did you do any for him in Mexico?

GEORGE B. KISHKETON. No, sir; I did not.

Senator CURTIS. Did you do any for him in Eagle Pass, Tex.?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. Did you do any for Grimes in Eagle Pass?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. When?

GEORGE B. KISHKETON. That was in 1906.

Senator CURTIS. What interpreting did you do for him there?

GEORGE B. KISHKETON. He was on a land deal.

Senator CURTIS. You saw him there in Eagle Pass?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. L. C. Grimes?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. Who paid you for your work there?

GEORGE B. KISHKETON. He paid it all.

Senator CURTIS. How much did he agree to pay you for your work down there?

GEORGE B. KISHKETON. He did not say how much he would pay, but he would pay so much for expenses alone.

Senator CURTIS. He did not pay you any money; just paid your expenses around?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. Did he furnish you liquor to drink?

GEORGE B. KISHKETON. Yes, sir; he did.

Senator CURTIS. Did you get drunk?

GEORGE B. KISHKETON. Oh, yes, sir; I got drunk. I did not know half the time what I was doing.

Senator CURTIS. Who furnished you the whisky?

GEORGE B. KISHKETON. He did.

Senator CURTIS. And he did that in Eagle Pass and down in Mexico, did he?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. Did you see Doctor Conine around there?

GEORGE B. KISHKETON. Conine and Chapman and all those fellows. He furnished all the money and sent it down there.

Senator CURTIS. Who furnished the money, Chapman?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. What white men were down there?

GEORGE B. KISHKETON. L. C. Grimes.

Senator CURTIS. Who else? Was Cal. Moore there?

GEORGE B. KISHKETON. I do not know Cal. Moore.

Senator CURTIS. Do you know Al Brown?

GEORGE B. KISHKETON. I knew Al Brown in Shawnee, but I did not see him at Eagle Pass at all.

Senator CURTIS. Did you see Chapman down there?

GEORGE B. KISHKETON. No, sir; I do not know who Chapman is.

Senator CURTIS. Did you see Russell Johnson down there?

GEORGE B. KISHKETON. He got killed.

Senator CURTIS. He is dead; but did you see him in Eagle Pass?

GEORGE B. KISHKETON. No, sir; I did not.

Senator CURTIS. Did you see him in Mexico?

GEORGE B. KISHKETON. No, sir.

Senator CURTIS. Did you see John Garrett down there?

GEORGE B. KISHKETON. Yes, sir; he was down in Mexico.

Senator CURTIS. Did you do any interpreting for him?

GEORGE B. KISHKETON. No, sir; I did not. The only man I interpreted for was L. C. Grimes.

Senator CURTIS. Did Grimes pay you for it?

GEORGE B. KISHKETON. He gave me money right along. I told you I did not know half the time what I was doing, he gave me so much liquor and stuff. He pushed it right along, and gave me so much liquor and stuff.

Senator CURTIS. Were you at Eagle Pass, in Maverick County, in June, 1906?

GEORGE B. KISHKETON. Yes, sir; I think in 1906 I was there; yes, sir. 1905 was the year I do not remember.

Senator CURTIS. Were you there in June of this year, 1907?

GEORGE B. KISHKETON. I was there in 1907, but did not stay there very long.

Senator CURTIS. Were you there with Grimes?

GEORGE B. KISHKETON. He was around there.

Senator CURTIS. Do you know this Indian boy named Nah-ah-che-thot?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. Did you see him down there?

GEORGE B. KISHKETON. Yes, sir; I saw him there.

Senator CURTIS. Do you remember the night they took him to the court-house there?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. Was he drunk or sober that night?

GEORGE B. KISHKETON. He was sober.

Senator CURTIS. Are you sure about that?

GEORGE B. KISHKETON. Yes, sir; he was sober.

Senator CURTIS. Do you know Quotoqua, the Indian girl?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. Was she there that night?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. Were you there the night they were at the probate judge's?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. Do you know an Indian named Puck-e-shinno?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. They were there at the same time, were they not?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. Do you know the Indian girl named Thi-the-quah?

GEORGE B. KISHKETON. I do not know her.

Senator CURTIS. Do you know the girl that was there that night with Puck-e-shinno?

GEORGE B. KISHKETON. Thi-the-quah. I know her; yes, sir. You ought to pronounce it right.

Senator CURTIS. You can get along all right. You spell it for us if you are not sure of the pronunciation. Were you there when Puck-e-shinno and that girl were supposed to have been married?

GEORGE B. KISHKETON. Yes, sir; I was there.

Senator CURTIS. How were they that night with respect to being drunk or sober; was either of them drunk?

GEORGE B. KISHKETON. No, sir; neither was drunk.

Senator CURTIS. Were you there the night that Nah-ah-che-thot was married to Quotoqua?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. Who got you to go there?

GEORGE B. KISHKETON. Mr. Grimes.

Senator CURTIS. What did he pay you for it?

GEORGE B. KISHKETON. He did not pay me anything.

Senator CURTIS. Did he give this woman anything that night, or that boy Nah-ah-che-thot, or either of them?

GEORGE B. KISHKETON. I think he did give them some money. I do not know how much he gave them.

Senator CURTIS. One of them was arrested that night for being drunk, was he not—that little boy?

GEORGE B. KISHKETON. I do not recollect it; I do not think he had been drunk.

Senator CURTIS. Did they not bring him from the jail in order that he should be married?

GEORGE B. KISHKETON. Yes, sir; Puck-e-shinno was drunk.

Mr. Bentley told me Alexander came there to get him out. It was his own boy. Mr. Bentley was around there.

Senator CURTIS. Did you make an affidavit there that night as to the age of these people?

GEORGE B. KISHKETON. No, sir; I did not.

Senator CURTIS. I will ask you if you did not swear there that night as follows:

I, George B. Kishketon, do solemnly swear that Nah-ah-che-thot is 21 years of age, and that Miss Quatoqua is 18 years of age, and there is no legal objection to their marriage.

(Signed) G. B. KISHKETON.

Did you not swear to that?

GEORGE B. KISHKETON. I told him she was over—

Senator CURTIS. Did you not swear to that?

GEORGE B. KISHKETON. I said she was over 18.

Senator CURTIS. Did you not swear that that boy was over 21 years of age?

GEORGE B. KISHKETON. No, sir; I did swear he was over 18.

Senator CURTIS. You knew he was not 21, did you not?

GEORGE B. KISHKETON. He claimed he was over 21 years of age, but I think he is over 17 years of age.

Senator CURTIS. And you swore he was over 17 years of age?

GEORGE B. KISHKETON. I did not swear he was over 21.

Senator CURTIS. You did not swear he was over 21?

GEORGE B. KISHKETON. No, sir; he claimed he was over 21.

Senator CURTIS. Do not get excited. You know that boy is not 21 years old now, do you not?

GEORGE B. KISHKETON. I do not know anything about it.

Senator CURTIS. Are you not satisfied from looking at him that he is a little boy now?

GEORGE B. KISHKETON. Yes, sir; I imagine he is over 17 years.

Senator CURTIS. And you have sworn that he is over 21?

GEORGE B. KISHKETON. No, sir; I did not. I swore he was over 17.

Senator CURTIS. Who got you to make that affidavit, Grimes?

GEORGE B. KISHKETON. Grimes.

Senator CURTIS. How much money did he give you to make that affidavit?

GEORGE B. KISHKETON. He did not give me anything.

Senator CURTIS. Has he not paid you for it?

GEORGE B. KISHKETON. No, sir.

Senator CURTIS. Why did you not make him make that affidavit?

GEORGE B. KISHKETON. I do not know. He made it himself. I did not know anything about it.

Senator CURTIS. Did you not make it.

GEORGE B. KISHKETON. He made it himself. He made it this time himself, and I swore to it.

Senator CURTIS. And Mr. Grimes made you swear to it?

GEORGE B. KISHKETON. Yes, sir; he made me swear myself.

Senator CURTIS. Were you drunk that time?

GEORGE B. KISHKETON. I told you I did not know half the time when I was in Eagle Pass what I was doing, and I was there nearly two weeks.

Senator CURTIS. And this man Grimes gave you whisky all the time, did he?



GEORGE B. KISHKETON. I had been drunk all the time there.

Senator CURTIS. Some white man told you not to come before this committee, did they not? Did not a white man tell you to-day or yesterday not to come before this committee?

GEORGE B. KISHKETON. Yesterday; no, sir. He never saw me about it yesterday.

Senator CURTIS. Did not a white man tell you not to come here to-day.

GEORGE B. KISHKETON. No, sir.

Senator CURTIS. Did you not tell one of the officers of this committee when they went to see you that a white man told you not to come here?

GEORGE B. KISHKETON. No, sir; I was down in the street.

Senator CURTIS. You know Puck-e-shinno, do you not?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. Do you know how old Puck-e-shinno is?

GEORGE B. KISHKETON. No, sir; I do not.

Senator CURTIS. Have you any idea how old he is?

GEORGE B. KISHKETON. Yes, sir; I reckon about 18 years old.

Senator CURTIS. I want to ask you if you know what the age of Thi-the-quia is—that woman that you say was married to him that night?

GEORGE B. KISHKETON. About 18 or 19; I do not know.

Senator CURTIS. Let me read you this affidavit:

#### AFFIDAVIT.

STATE OF TEXAS, county of *Maverick*:

I, George B. Kishketon, do solemnly swear that Puck-e-shinno is over 21 years of age, and Miss Thi-the-quia is over 18 years of age, and there is no legal objection to their marriage.

(Signed) GEORGE B. KISHKETON.

GEORGE B. KISHKETON. Who is that?

Senator CURTIS. That woman you have just mentioned. Did you make that affidavit?

GEORGE B. KISHKETON. I did not say she was over 21 years of age. I swore that she was over 17.

Senator CURTIS. In this last one you said she was over 17.

GEORGE B. KISHKETON. I said she was over 18. I did not say she was over 21.

Senator CURTIS. Who got you to make that affidavit?

GEORGE B. KISHKETON. He must have changed that after I went from the court-house.

Senator CURTIS. Now, George, that is printed in there; there is no writing in it. It is a printed affidavit and you made it, did you not?

GEORGE B. KISHKETON. I did not make it.

Senator CURTIS. Grimes got you to make it, did he not?

GEORGE B. KISHKETON. Yes, sir; he must have changed it after I got out of there.

Senator CURTIS. No; it is printed; there is no change in it. You willfully and deliberately swore there that these two Indian boys, each under 21 years of age, were past 21 years of age, did you not?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. Who got you to do that to rob them of their land?

GEORGE B. KISHKETON. He must have done it himself.

Senator CURTIS. L. C. Grimes did it, did he?

GEORGE B. KISHKETON. Yes, sir; he must have done it.

Senator CURTIS. And you say he has not paid you anything for it?

GEORGE B. KISHKETON. No, sir.

Senator CURTIS. Now, if your name appears here as a witness to deeds and checks, are they forged or did you sign them?

GEORGE B. KISHKETON. I did not sign them.

Senator CURTIS. You never did sign them?

GEORGE B. KISHKETON. No, sir.

Senator CURTIS. How long have you been back?

GEORGE B. KISHKETON. I have been back about seven months now.

Senator CURTIS. Who paid your way back?

GEORGE B. KISHKETON. I paid it myself.

Senator CURTIS. Where did you get the money?

GEORGE B. KISHKETON. I had the money all the time. I paid for a round-trip ticket back to Shawnee.

Senator CURTIS. You know John Garrett, do you?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. Do you know Tah-pah-she?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. Did you witness the signing of a deed by Tah-pah-she?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. To John Garrett?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. Where did you witness that deed?

GEORGE B. KISHKETON. It was in Monclova, Mexico, in a public town in Mexico.

Senator CURTIS. What other interpreter was there besides yourself?

GEORGE B. KISHKETON. Mack Johnson.

Senator CURTIS. Who hired you to do that?

GEORGE B. KISHKETON. Grimes told me to interpret to them.

Senator CURTIS. Did you interpret for them?

GEORGE B. KISHKETON. Yes, sir; I interpreted as much as I could.

Senator CURTIS. Who paid you for it?

GEORGE B. KISHKETON. Nobody has ever paid me. It was the same as anybody would pick me up in Oklahoma Territory; that is all.

Senator CURTIS. Did you read the deed from beginning to end to these Indians?

GEORGE B. KISHKETON. Yes, sir; I explained it to them.

Senator CURTIS. Can you read that to us and explain it to us [handing witness a paper]?

GEORGE B. KISHKETON (reading). "State of Coahuila, District of Monclova, Republic of Mexico. The President—that is Tah-pah-she—Kickapoo Indian—whom it belongs—that Mexican Kickapoo Indian tribe—that has been allotted Indian land—Oklahoma Territory—has been take out"——

Senator CURTIS. Did you read that deed in that way to that woman?

GEORGE B. KISHKETON. This is not a woman. Tah-pah-she is a man.

Senator CURTIS. Did you read that deed in that way to that man?

GEORGE B. KISHKETON. No, sir; I did not. I explained to him what those fellows had stated.

Senator CURTIS. You just told them what the fellows had said. You did not read the deed at all to them?

GEORGE B. KISHKETON. No, sir; I explained what he said.

Senator CURTIS. Now, here is a deed, Puck-e-shinno and Thi-thequa to Martha A. Grimes. Did you witness that deed?

GEORGE B. KISHKETON. Whose land was it?

Senator CURTIS. Puck-e-shinno's; that boy.

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. You witnessed that, too?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. You know that boy was not matured?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. And Grimes knew it, did he not?

GEORGE B. KISHKETON. He might have known it.

Senator CURTIS. Can you not tell it by looking at him that he was not 21?

GEORGE B. KISHKETON. I could not look at him without knowing he was not 21 years old.

Senator CURTIS. You would look at him and know he was not 21, and Grimes could do the same, could he not?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. Did Grimes tell you why he wanted them married?

GEORGE B. KISHKETON. No, sir. He did not say anything about it.

Senator CURTIS. He did not say that he wanted them to get married, so that he could get a deed from them, did he?

GEORGE B. KISHKETON. I do not know; he never said anything about it.

Senator CURTIS. Did not Grimes tell you that that boy could not make a deed unless he was married, and he thought if he would get married he could make a deed?

GEORGE B. KISHKETON. He never said anything about it to me.

Senator CURTIS. What you know about it is that he got you to swear that that boy was over 21 years of age?

GEORGE B. KISHKETON. That is all he said to me about it.

Senator CURTIS. Did you witness the signatures to that deed?

GEORGE B. KISHKETON. I witnessed one, the last time he told me about it.

Senator CURTIS. How much did he pay you?

GEORGE B. KISHKETON. He never paid me anything.

Senator CURTIS. Now just tell this committee exactly what your understanding was.

GEORGE B. KISHKETON. I have told you the truth. He never paid me anything for it—that is honest. I am telling you what I know of it.

Senator CURTIS. You know the penalty for committing perjury, do you not?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. You knew when you swore that boy was over 21 that you were committing perjury, did you not?

GEORGE B. KISHKETON. I did not swear he was over 21. I swore he was over 17. He is not as big as me.

Senator CURTIS. And the other was over 18?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. And the one you say was 17 does not look to be 15?

GEORGE B. KISHKETON. No, sir; you can not guess the right age of anybody. You can take a man across the street here and you can not guess right as to his age. That is the same that I did.

Senator CURTIS. But you swore that you did know his age, did you not?

GEORGE B. KISHKETON. No, sir; I did not.

Senator CURTIS. You swore there was no legal objection to their marriage?

GEORGE B. KISHKETON. No, sir; I did not.

Senator CURTIS. Well, if you will read your affidavit you will see that you did say so.

GEORGE B. KISHKETON. It must have been changed. He must have changed it when I went away from the court-house.

Senator CURTIS. I told you it was a printed affidavit and could not have been changed.

GEORGE B. KISHKETON. But he might have changed it after I went out from there; he might have changed it afterwards.

Senator CURTIS. Who else got you to be a witness when these two Indians were married?

GEORGE B. KISHKETON. Mack Johnson was around there.

Senator CURTIS. Was Doctor Conine around there?

GEORGE B. KISHKETON. No, sir; Doctor Conine was not there.

Senator CURTIS. Was Alexander there?

GEORGE B. KISHKETON. Yes, sir; Tony Alexander was there.

Senator CURTIS. Whom were Tony Alexander and Grimes representing, did they say? Chapman, you said, was furnishing the money.

GEORGE B. KISHKETON. He represented himself.

Senator CURTIS. You said Chapman furnished the money?

GEORGE B. KISHKETON. He furnished the money and put up the money to furnish L. C. Grimes. He said L. C. Grimes bought the land for Chapman.

Senator CURTIS. He borrowed money from him?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. Did Benson furnish any of the money?

GEORGE B. KISHKETON. I do not know anything about that.

Senator CURTIS. Did Johnson furnish any of it?

GEORGE B. KISHKETON. I do not know anything about Johnson.

Senator CURTIS. You say Russell Johnson was there?

GEORGE B. KISHKETON. Yes, sir. I saw Russell Johnson down at the bank. He died the other day. I do not know anything about Russell Johnson.

Senator CURTIS. You do not know what he did there?

GEORGE B. KISHKETON. No, sir; I do not know anything about it.

Senator CURTIS. You talked with Doctor Conine, did you not?

GEORGE B. KISHKETON. No, sir; I talked to Doctor Conine on the street, right here.

Senator CURTIS. Did you ever witness the signature of the Indians to checks?

GEORGE B. KISHKETON. No, sir; I did not. Mr. Bentley might know. He is the one who caused all that.

Senator CURTIS. Now, Mr. Bentley never hired you to go there did he?

GEORGE B. KISHKETON. No, sir.

Senator CURTIS. Mr. Bentley never got you drunk, did he? Mr. Bentley never furnished you whisky, did he?

GEORGE B. KISHKETON. I do not know.

Senator CURTIS. Did Mr. Bentley ever furnish you whisky?

GEORGE B. KISHKETON. I do not know.

Senator CURTIS. You know he did not, do you not?

GEORGE B. KISHKETON. I do not know.

Senator CURTIS. Do you not know the only crowd that furnished you whisky was that Grimes crowd?

GEORGE B. KISHKETON. I do not know.

Senator CURTIS. And do you not know they were robbing these Indians of their lands, and did you not know it then?

GEORGE B. KISHKETON. I do not know; I could not say.

Senator CURTIS. And you helped these white wolves to rob your own relatives of their land—you, educated at Carlisle at the expense of the Government?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. You went down there to help them ply your own relatives with whisky, did you not?

GEORGE B. KISHKETON. I could not swear to that.

Senator CURTIS. But you helped them rob your own relatives, members of your own tribe, did you not?

GEORGE B. KISHKETON. I do not know.

Senator CURTIS. You know they robbed that boy of his land, do you not?

GEORGE B. KISHKETON. Who?

Senator CURTIS. That boy you swore was over 21 years old.

GEORGE B. KISHKETON. I did not say he was 21; I said he was over 18.

Senator CURTIS. And you know the next day they took a deed from that boy, do you not?

GEORGE B. KISHKETON. I do not know anything about that. I never said any such thing as that.

Senator CURTIS. The deeds that you say you interpreted, you never read any of those to the Indians, did you?

GEORGE B. KISHKETON. No, sir.

Senator CURTIS. You simply told them what the white men had told you?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. And that was all?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. That is true, is it not; you simply told them what they told you?

GEORGE B. KISHKETON. It might be true; I did not say it was true.

Senator CURTIS. But you did not read the deeds?

GEORGE B. KISHKETON. No, sir.

Senator CURTIS. Do you remember being in the bank with Mes-squa-tho?

GEORGE B. KISHKETON. No, sir.

Senator CURTIS. Do you remember Kee-ah-tha-kum-o-quah?

GEORGE B. KISHKETON. I do not remember Kee-ah-tha-kum-o-quah.

Senator CURTIS. Did you go to the bank with Mack Johnson and Tony Alexander with an Indian woman?

GEORGE B. KISHKETON. Yes, sir; I went there.

Senator CURTIS. Did you go with Mes-squa-tho?

GEORGE B. KISHKETON. I do not know Mes-squa-tho. She is some woman I do not know. I do not know anything about it.

Senator CURTIS. Did you go there to witness a check signed by that woman?

GEORGE B. KISHKETON. Mack Johnson told me to witness her check, and Tony Alexander—but that was all I did.

Senator CURTIS. You do not know who the woman was?

GEORGE B. KISHKETON. No, sir; I do not know anything about it.

Senator CURTIS. You know Kee-ah-tha-kum-o-quah, do you not?

GEORGE B. KISHKETON. No, sir.

Senator CURTIS. Ah-kis-kuck's daughter?

GEORGE B. KISHKETON. No, sir.

Senator CURTIS. She was not there that day?

GEORGE B. KISHKETON. No, sir.

Senator CURTIS. You know that do you?

GEORGE B. KISHKETON. I do not know anything about it.

Senator CURTIS. What did you do in that bank that day?

GEORGE B. KISHKETON. That woman got the money; that is all I know about it. He told me about it.

Senator CURTIS. Did you take hold of Mes-squa-tho's hand?

GEORGE B. KISHKETON. No, sir; not me.

Senator CURTIS. Was not the pen in your hand?

GEORGE B. KISHKETON. No, sir.

Senator CURTIS. How much money was paid that day to the woman?

GEORGE B. KISHKETON. I do not know. I just went in and signed my name.

Senator CURTIS. How much did you get out of it?

GEORGE B. KISHKETON. Nothing.

Senator CURTIS. How much did Alexander get out of it?

GEORGE B. KISHKETON. I do not know.

Senator CURTIS. How much did Mack Johnson get?

GEORGE B. KISHKETON. I do not know. He might have gotten some, but I do not know anything about it.

Senator CURTIS. Do you know Men-ah-pea?

GEORGE B. KISHKETON. Yes, sir.

Senator CURTIS. Do you remember her being in the wagon yard one day.

GEORGE B. KISHKETON. No, sir.

Senator CURTIS. Did you try to keep her in the wagon yard?

GEORGE B. KISHKETON. No, sir; she was there many times in the wagon yard.

Senator CURTIS. Did you take her out of the wagon yard?

GEORGE B. KISHKETON. No, sir.

Senator CURTIS. Did you have anything to do with her signing a deed?

GEORGE B. KISHKETON. No, sir; there was no show of it.

Senator CURTIS. No show of what?

GEORGE B. KISHKETON. Her having sold the property or not.

The witness was thereupon excused.

WAH-PE-PAH, having been first duly sworn, and his interpreter, Joe Whipple, being similarly sworn, testified as follows:

Senator CURTIS. What is your name?

WAH-PE-PAH. Wah-pe-pah.

Senator CURTIS. Where do you live—in this county or up in Kansas?

WAH-PE-PAH. No, sir.

Senator CURTIS. Do you live in Oklahoma?

WAH-PE-PAH. Yes, sir.

Senator CURTIS. How long have you lived in Oklahoma?

WAH-PE-PAH. Since a long time ago.

Senator CURTIS. Do you own any land in Oklahoma?

WAH-PE-PAH. No, sir.

Senator CURTIS. Were you ever in Mexico?

WAH-PE-PAH. Yes, sir.

Senator CURTIS. When were you there?

WAH-PE-PAH. About five years ago.

Senator CURTIS. When did you come back up here?

WAH-PE-PAH. About two years ago.

Senator CURTIS. Were you down in Oklahoma when L. C. Grimes and Chapman and those people were down there?

WAH-PE-PAH. No, sir; when he first went there I went down there.

Senator CURTIS. When who first went there?

WAH-PE-PAH. Nobody paid my way; I just went myself.

Senator CURTIS. Did you pay your way back?

WAH-PE-PAH. Yes, sir.

Senator CURTIS. Does your wife own any land?

WAH-PE-PAH. Yes, sir.

Senator CURTIS. Do you know this witness, George Kishketon, who has just testified here?

WAH-PE-PAH. Yes, sir.

Senator CURTIS. Did you talk with him a little while ago about coming before this committee?

WAH-PE-PAH. No, sir; before he went away—I was kind of a cousin to Kishketon—I advised him to let these Indian people alone.

Senator CURTIS. What was George doing?

WAH-PE-PAH. I said, "Don't monkey with Grimes at all; let them alone."

Senator CURTIS. Was George monkeying with Grimes then?

WAH-PE-PAH. Yes, sir.

Senator CURTIS. And you told him to leave them alone?

WAH-PE-PAH. Yes, sir.

Senator CURTIS. Do you know whether Grimes gave George any money or not?

WAH-PE-PAH. No, sir; Grimes knows I have not got any land here.

Senator CURTIS. Did Grimes try to get other Indians to sell their land?

WAH-PE-PAH. No, sir; he never paid any attention to me, because he knew I had no land here.

Senator CURTIS. Did George say anything to you to-day about coming before this committee?

WAH-PE-PAH. A big fleshy fellow told me to look for George.

Senator CURTIS. What did George say when you found him?

WAH-PE-PAH. This white man told me not to go there.

Senator CURTIS. What white man?

WAH-PE-PAH. John Garrett.

Senator CURTIS. Who else?

WAH-PE-PAH. I was with John Garrett to-day.

Senator CURTIS. And John Garrett told George Kishketon not to come before the committee?

WA-PE-PAH. Yes, sir.

Mr. EMBRY. Were you arrested when you were down at Muzquiz?

WAH-PE-PAH. Yes, sir.

Mr. EMBRY. Who was arrested with you?

WAH-PE-PAH. Henry Murdock. I was not arrested. I was not thrown in. They just put me at Roman's house. I was just guarded at Roman's house.

Mr. EMBRY. Do you know who had you guarded or had you taken up to Roman's house and guarded?

WAH-PE-PAH. My friend here, Bentley; he must know something about it. Mr. Bentley told me he said he did not arrest me at all.

Mr. EMBRY. Do you know what you were arrested for?

WAH-PE-PAH. You can get Mr. Bentley to tell you what I was arrested for.

Mr. EMBRY. Mr. Bentley told you you were arrested because you had advised the Kickapoos to go back to Oklahoma?

WAH-PE-PAH. Wah-pe-che-quah told me that. Wah-pe-che-quah was advising Mr. Bentley. Mr. Bentley had me guarded, and then Mr. Bentley told me, "I am not the one who had you arrested or had you guarded. That was Wah-pe-che-quah's own doings."

Mr. EMBRY. And you were guarded because you were advising the Indians to go back to Oklahoma?

WAH-PE-PAH. Yes, sir.

Mr. EMBRY. Had you been advising the Indians to go back to Oklahoma?

WAH-PE-PAH. No, sir.

Mr. EMBRY. How long had you been down there at camp?

WAH-PE-PAH. I was not there long.

Mr. EMBRY. You say your wife was a Kickapoo?

WAH-PE-PAH. Yes, sir.

Mr. EMBRY. Did your wife have land?

WAH-PE-PAH. Yes, sir.

Mr. EMBRY. How long did you stay there after they took you up to Roman's house and guarded you? Did you leave Mexico?

WAH-PE-PAH. Mr. Bentley advised me to go to Eagle Pass and wait.

Mr. EMBRY. How long did you stay at Eagle Pass?

WAH-PE-PAH. George Outcalt finally would not let me go; would not let me go on home.

Mr. EMBRY. What did Outcalt say to you?

WAH-PE-PAH. He sort of helped us, but would not let us go back.

Mr. EMBRY. What did Outcalt do?

WAH-PE-PAH. That is all I know about it. When they brought us there to the village, to Wah-pa-ho-ko's house, he said, "You have to go right away to Muzquiz."

Mr. EMBRY. Who said that?

WAH-PE-PAH. Johnny Mine said it and Wah-pah-che-quah ordered me away from there.

Mr. EMBRY. Ordered who away—you?

WAH-PE-PAH. Yes, sir.

Mr. EMBRY. Then where did you see Outcalt?



WAH-PE-PAH. When I was guarded I called that girl, We-sko-peth-tho-qua (Effie Douglas) and told her to go and tell George Outcelt, and Mack Johnson went to tell George Outcelt that we were arrested and he helped us out.

MR. EMBRY. Outcelt helped you to get out of guard?

WAH-PE-PAH. Yes, sir.

MR. EMBRY. Then when Outcelt helped you to get loose, where did you go?

WAH-PE-PAH. Mr. Bentley would not let us go back to the village at all. We just stayed at Muzquiz.

MR. EMBRY. How long did you stay at Muzquiz?

WAH-PE-PAH. Three days.

MR. EMBRY. Where did you go then?

WAH-PE-PAH. Mack Johnson was arrested. He was working on the streets, but he was there when he told all the Kickapoos to go back to the village.

THE CHAIRMAN. Who did that?

WAH-PE-PAH. Mr. Bentley. Then the next day Ah-nes-shenene came from the village again and ran away from over there and they were ordered away, and Mr. Bentley tried to get Ah-nes-shenene to sign a paper, but Ah-nes-shenene did not sign that paper. Then Mr. Bentley had them thrown in. Mr. Bentley hired these Mexican policemen to throw them in jail. We went to Roman's house and there were five of them in there. There was me, Ma-she-ka-tano, Mack Johnson, Mr. Bentley, and Mr. Field—five of us were in Roman's house. He said, "Now, boys, you must not think anything hard of me when these headmen had you arrested. These people are going out northwest here and everything is good—good land and everything. We will go there and buy that piece of land and have it all under fence, and you people can go right in there and live, and Mack Johnson and Ma-she-ka-tano, Wah-pe-pene, and me—I will buy you a big pasture." Then he said, "We will give you implements to work with," and he said the reason we will do that is because we want to help you. We never arrested you. He said all these Kickapoos, these old people, had got lots of money. Every six months we will give you an annuity of \$250. He told Wah-pe-pah-he would never be broke again. "You have children and they will get land in there, too. You will save over a thousand dollars for each of them." That is what Mr. Bentley told me.

THE CHAIRMAN. Did Mr. Bentley make that speech to you to get you to go to Chihuahua, or get those other Indians to sign papers who were there at Roman's house?

WAH-PE-PAH. I will tell you what he did. He kept my wife and children over there at the village. He would not let me bring them out. I said, "You let me have my wife now and I will get right on the train and go back to Oklahoma." He said, "No; you are not going back with your wife. I will hold her here."

THE CHAIRMAN. What further occurred?

WAH-PE-PAH. Then we came back to Muzquiz. I do not know what he did with those Kickapoos back there. I do not know anything about it. Nobody did not come there to Muzquiz to bring any news to us.

THE CHAIRMAN. Where are your wife and children now?

WAH-PE-PAH. Right over here where I live now.

The CHAIRMAN. When did you get them back to Oklahoma?

WAH-PE-PAH. Three days after. Mr. Bentley told me, "Now, you can go back to the village; everything is all right." Then I came on to Oklahoma with my wife and children.

Mr. BENTLEY. What did you go down to Mexico for at that time?

WAH-PE-PAH. I went there to name my little baby. He did not have any name.

Mr. BENTLEY. You went down there to name it according to your custom and religion, did you?

WAH-PE-PAH. Yes, sir.

Mr. BENTLEY. Your wife stayed there in the Kickapoo camp until they took her to church and had the baby named, did she not?

WAH-PE-PAH. Yes, sir. After they turned me loose I went to the hills and hunted.

Mr. BENTLEY. Go ahead and tell all about it.

WAH-PE-PAH. When they turned me loose, when I went back, I went hunting. After the boy had been named then I went to Oklahoma.

Mr. BENTLEY. You went into the hills to kill a deer so that they could have church and name the boy.

WAH-PE-PAH. Yes, sir.

Mr. BENTLEY. Do you not know that the chief and council made complaint and wanted you and Henry Murdock and Ma-she-ka-tano and Mack Johnson to leave the village; that they were going to have them arrested if they did not leave?

WAH-PE-PAH. You told me about it.

Mr. BENTLEY. Did I not tell you at Roman's house to wait there in Muzquiz and I would go back and talk with them and try to persuade them to let you come back over there and get your boy named?

WAH-PE-PAH. You told me this; you never told me to go back. You told me to go over to Eagle Pass. "Your friends over there have plenty of money at Eagle Pass," you told me.

Mr. BENTLEY. When I came back to the Kickapoo village did I not tell the Indians that you might come back and have church and name the child. Do you not know that?

WAH-PE-PAH. Yes, sir; I know that.

Mr. BENTLEY. Now, do you not know that those other boys that were with you—Henry and Willie Murdock—about the time I came there had lots of whisky there and were drinking there in that camp? Did you not see lots of drunken men and lots of drinking there?

WAH-PE-PAH. We never went over there to molest anybody. These boys were already there, and me and Ma-she-ka-tano went over there the last time and named the child. That is what we went over for.

Mr. BENTLEY. I did not have any objection to your coming. Do you not know it was not I who had the objection to your coming there?

WAH-PE-PAH. Well, I have nothing more to say.

The CHAIRMAN (to the interpreter). Tell him he must answer these questions.

Mr. BENTLEY. Do you not know I called Wah-pah-ho-ko and the council together and said, "Here is Wah-pe-pah, he has no land; he has a wife and some children, and I want you to let him in in the

new tribe in the new roll. Let him go to Pedro Blanco and share with the rest of you." And do you not know that they consented to that?

WAH-PE-PAH. I do not know about that.

MR. BENTLEY. Did I not tell you they were willing to let you go?

WAH-PE-PAH. No, sir; you never told me.

MR. BENTLEY. You have already said here that at Roman's house I told you that you could get in with the others. If you did not have any land they would let you in. You have already stated that in the record.

WAH-PE-PAH. Yes, sir; you told all four of us.

MR. BENTLEY. Did I not tell you if you did not want any land here in Mexico you had better take your wife and children and get out before the new law passes and go home?

WAH-PE-PAH. Well, that is what I came for. I was there three years in Mexico and could not accomplish anything. Then you told me you had bought some land down there, and I went over there, and they would not let us cut a switch. If we wanted to cut a little wood they would not let us cut it. It was queer.

MR. BENTLEY. Do you not know that all this time, these three years, that you were there that the Kickapoos were hunting land and hunting a place to make their home?

WAH-PE-PAH. Yes, sir; you attended to that.

MR. BENTLEY. Don't you know the time when Wah-pah-ho-ko and the council met together and sent Jim Deer and Pakotah and me up there to Pedro Blanco to look that land over?

WAH-PE-PAH. Yes, sir.

MR. BENTLEY. What did Pakotah and Jim Deer report back when they came back from there?

WAH-PE-PAH. I was at Oklahoma then. I was not there.

THE CHAIRMAN. And do not know what they reported?

WAH-PE-PAH. No, sir.

The witness was thereupon excused.

HENRY C. JONES, having been first duly sworn, testified as follows:

Senator CURTIS. What is your name?

HENRY C. JONES. Henry Clay Jones.

Senator CURTIS. Where do you live?

HENRY C. JONES. I live 3 miles from Keokuk Falls, in the north-east corner of this county.

Senator CURTIS. What tribe of Indians do you belong to?

HENRY C. JONES. The Sac and Fox.

Senator CURTIS. Do you know the Kickapoo Indians?

HENRY C. JONES. Yes, sir.

Senator CURTIS. Are you able to interpret their language?

HENRY C. JONES. Yes, sir.

Senator CURTIS. Did you go to Mexico in May, 1906, with Thackery and George Outcalt as interpreter?

HENRY C. JONES. Yes, sir.

Senator CURTIS. How long did you stay down there?

HENRY C. JONES. A few days—not very many days.

Senator CURTIS. Why did you leave?

HENRY C. JONES. I was sick.

Senator CURTIS. Were you sick all the time you were down there?

HENRY C. JONES. No, sir; my bowels got to running off after I got there two or three days, and I was afraid I would get sick there.

Senator CURTIS. How old are you?

HENRY C. JONES. 63 years old.

Senator CURTIS. You say you came back to Oklahoma?

HENRY C. JONES. And I asked Mr. Thackery to let me off.

Senator CURTIS. Did you go as official interpreter for Thackery?

HENRY C. JONES. Yes, sir.

Senator CURTIS. To be paid for by the Government?

HENRY C. JONES. Yes, sir.

Senator CURTIS. What was the object of his visit there?

HENRY C. JONES. Well, as I understand it, he was sent down there with a Mr. Outcalt to investigate some matters.

Senator CURTIS. Do you mean Kickapoo matters?

HENRY C. JONES. Yes, sir.

Senator CURTIS. What else where they sent there for?

HENRY C. JONES. I do not know, only they were there. Of course they did not tell me about it.

Senator CURTIS. They told you what you would have to interpret, did they not?

HENRY C. JONES. They said they would need me.

Senator CURTIS. Did you do any interpreting for the Kickapoos while you were there?

HENRY C. JONES. They never got to talk with them.

Senator CURTIS. While you were there?

HENRY C. JONES. No, sir.

The CHAIRMAN. How long did you stay there?

HENRY C. JONES. I do not know just exactly. When we got to Barroteran, at the junction, they went on and I switched off to Muzquiz. When I got there I found some Americans and stayed there three or four days when I was taken sick.

The CHAIRMAN. Did you go up to the Indian camp?

HENRY C. JONES. Yes, sir.

The CHAIRMAN. How long did you stay at the camp—a day or two?

HENRY C. JONES. I stayed at the camp one night and two days. One night they ran us out of there, myself and the Americans. On account of my being sick I wanted to go home. I did not like the cooking. I liked the Indian cooking and I went with one or two Americans—Grimes, I believe, was one of them, and the other I have forgotten which one it was—and we stayed there overnight and the next day, and at noon, I think it was, or afternoon, when Thackery and Outcalt came there, but I did not see them. I was down at the river with the boys. They were fishing and doing one thing or another around there, and I went over to the camp occasionally and I heard they were there.

The CHAIRMAN. You mean that Grimes was there?

HENRY C. JONES. Yes, sir; Grimes. He went with me up to the camp; Grimes and two other fellows. I do not remember which one it was, whether Johnson or Brown.

The CHAIRMAN. You do not recall the name?

HENRY C. JONES. No, sir. In the night the Mexican judge ordered the Americans off, and we had to get out of there, and next morning he came on home.

Mr. BENTLEY. Jones, you do not understand when you were ordered to leave that the Kickapoos were ordering you out because they had any personal objection to you, do you?

HENRY C. JONES. Yes, sir; Wah-pah-che-quā ordered us out. I was the first ordered out in the middle of the afternoon. I was standing a little way off looking on at the dance, and when they were dancing a Mexican policeman came and handed me a piece of paper and I was trying to read it, and Grimes came up and said that was a paper from Mr. Bentley, and when I dropped my eyes I saw "M. J. Bentley" below on that paper and I handed it back to this Mexican, and at that time Wah-pah-che-quā stepped up and the language he used was in Kickapoo. He said, "You and these white can not stand here;" and I said, "I am not here buying your land; I am sent here by the Government of the United States." He said, "You will have to go away from here just the same." He said to me, "Go around and tell those white fellows." I said, "No, I do not carry your messages around; I am a citizen of the United States and I do not obey your orders." I replied to him in Indian. I talked their language—Sac and Fox and Kickapoo. Their language is just the same, only the Kickapoo's talk dragged; but it is just the same. I acted as interpreter. I was United States interpreter for the Sac and Fox Agency for years.

Mr. BENTLEY. I do not think you understand my question. Don't you think it was because you came there as interpreter for Outcelt and Thackery and were with these other white men that the Indians ordered you away, not because they had any personal feeling toward you—their objection to you was because Outcelt brought you there to interpret for him, Thackery, and Grimes?

HENRY C. JONES. The Indians did not know anything about that. They did not know that yet that I came with them.

Senator CURTIS. You were with Grimes, and went to the camp with Grimes?

HENRY C. JONES. Yes, sir. •

Senator CURTIS. You were in pretty bad company, were you not?

HENRY C. JONES. I do not know. The Indians had not known that I came with those men.

The CHAIRMAN. That is, they did not know you came with Thackery?

HENRY C. JONES. The Indians did not know it; no, sir.

Mr. BENTLEY. You mean to say they did not know it? They might have known it.

HENRY C. JONES. No, sir; I am pretty sure they did not know it. When I went there I never told anybody who I came with or what I came there for. They did not know anything about it. I just dropped in there, and on going to the camp they asked me to come up there, a good many of them; that they were going to have a good time and have a dance, and the hunters were out, and they would have lots of meat. Wah-pe-che-quā was the one who objected to me on the spot. John Mine, when I found him, was drunk, and he told me to go down and talk to the people.

Mr. BENTLEY. You have lived here a neighbor to the Kickapoos, and practically all your lifetime you have been their blacksmith, had you not, years ago?

HENRY C. JONES. No, sir; the Sac and Fox blacksmith.

Mr. BENTLEY. You have a large farm down by Keokuk Falls, have you not?

HENRY C. JONES. Yes, sir.

Mr. BENTLEY. It is quite extensive, is it not?

HENRY C. JONES. Yes, sir.

Mr. BENTLEY. It is probably as extensive as any in this county. Have not the Kickapoos for a great many years been on such terms of friendship that when they went into the Creek Nation to hunt, did they not stop there to get supplies and even stayed all night with you?

HENRY C. JONES. Yes, sir.

Mr. BENTLEY. And your relationship has always been very cordial?

HENRY C. JONES. Yes, sir.

Mr. BENTLEY. In view of that, what other reason could you assign for the Kickapoos objecting to your being there, unless it was that they did not want you there because they thought you were interpreting for Outcult and Thackery?

HENRY C. JONES. The rest of them wanted me to be there. It was only Wah-pe-che-quah and John Mine. They were the only two that objected.

Mr. BENTLEY. You know that the judge of that district issued an order that no person should stay in that camp who was objectionable to the Kickapoo Indians, did you not?

HENRY C. JONES. Yes, sir.

Mr. BENTLEY. And you know also personally that the Indians did object to yourself and any of the Grimes party, Thackery or Outcult, being there. That is a fact, is it not?

HENRY C. JONES. The Indians wanted me to come there and stay there and have a good time. It was only those two men who objected.

Mr. BENTLEY. But the order of the court was that no person should remain there who was objectionable to the Kickapoos; so if two of them objected you would have come under the order as you understand it, would you not?

HENRY C. JONES. It may be, but I did not understand it that way at that time.

Mr. BENTLEY. You were down there some years before that, when I was in prison?

HENRY C. JONES. Yes, sir; a couple of years.

Mr. BENTLEY. You were at a village and interpreter, I think, for Wah-pe-che-quah and others?

HENRY C. JONES. Yes, sir.

Mr. BENTLEY. I will ask you to state if in your presence at that time, and when Inspector Dickson was there, I did not call all the Kickapoos together and advise them to answer any questions that might be propounded to them and to tell the absolute truth as to anything they knew?

HENRY C. JONES. No, sir; I do not know anything about that.

Mr. BENTLEY. To refresh your memory, I will state that the time referred to was the time when Alberto Guajardo, the presidente of Muzquiz, and Mr. Dickson, myself and yourself went out to the Kickapoo

camp some eight or nine miles from Muzquiz, and speeches were made there by Dickson and by Guajardo. Were you not the interpreter there on that day?

HENRY C. JONES. Yes, sir.

Mr. BENTLEY. Do you not recall that when the council opened I stated publicly to all the Kickapoos to tell Dickson anything they knew?

HENRY C. JONES. I do not remember that you did.

Mr. BENTLEY. Do you recall the speech made there that day by Wah-pe-che-quā, and interpreted by you?

HENRY C. JONES. I interpreted all the way through everything; I interpreted everything.

Mr. BENTLEY. Do you recall, Mr. Jones, that while that council was being held a large party of Kickapoos returned with a great quantity of dried deer meat, a large hunting party?

HENRY C. JONES. The year before, yes sir; there was some hunters that came in when the investigation wound up. They wanted to talk, so we went out there. We went to the presidente's house, and you went with us. When we got there you were present and talked. First, Wah-pe-che-quā made a big speech. When he got through the presidente made a speech, but I do not remember whether Dickson did. I do not think he did any talking, but Wah-pe-che-quā and the presidente through two interpreters—it was to him in Mexican made to me in English and made to the Indians in Kickapoo, and what the Indians said to me in English and into Mexican.

Mr. BENTLEY. Was not that the first testimony that Mr. Dickson was able to get from any Kickapoo; was not that the beginning of his getting statements from the Kickapoos?

HENRY C. JONES. No, sir; that was the wind up. We commenced up there in the Presidente's office with the investigation and this wound up that council.

Mr. BENTLEY. Of course some Indians were brought in by regular process; but where the Indians voluntarily talked to him did any of them do that until I went out there and told them to talk to him?

HENRY C. JONES. I did not know anything about that. They wanted to talk themselves and we went out there, and the Presidente and they did the talking.

Mr. BENTLEY. I will ask to put in the record the speech made by Wah-pe-che-quā on that day, which is a Government document.

The CHAIRMAN. Very well.

The paper is as follows:

*Extract from speech of Wah-pe-che-quā at Indian camp near Musquiz, August 7, 1905.*

I do not know why my friend, Mr. Dickson, should have come down here and bothered us asking questions. We thought to come here and live—live the old free life. The Government (United States) gave us land there. We think that we can do what we like with that which is given us. It was given us. Therefore we thought to exchange the land over there for land here; we did not like it over there. We came here and we looked around to see what land would suit us; where we could make our home. When we have a horse we do not like we look around and find one that we like; then we try and trade for it. We come here; we have done no harm; we have not killed or hurt anyone; we only want to get some land to live till we die. We want to walk in peace and friendship with all people and do only that which is right.

Mr. BENTLEY. Now, Jones, at the time we were talking about when the council was held, what condition did you find those Kickapoos in at that time with reference to having plenty to eat and being comfortably clothed and as to location and grass for their stock, etc.

HENRY C. JONES. Well, they were very hard up, and those Mexicans were telling them that they should begin to learn to raise something. They had been there a number of years and had never raised anything, dependent on the money they got from the United States as lease money, and just to go around slaughtering the game without permission from either landowner, or anybody else. I did the interpreting of everything that was said. They said, "you are just coming around without permission; you kill the game; slaughter game everywhere you go, and if you are going to stay here you should become naturalized. We have a law that people that come to stay with us have to become naturalized or go back where they came from."

Mr. BENTLEY. Do you not know that at that time Dickson was there to prevent these Indians from acquiring any land and get them to deny the deeds they had made, that they might acquire some other land?

HENRY C. JONES. If they did that it was through some other interpreter than me.

Mr. BENTLEY. Dickson took statements from those I had taken deeds from, and you were the interpreter, were you not?

HENRY C. JONES. The investigation was conducted with a Mexican judge.

Mr. BENTLEY. But you were the interpreter?

HENRY C. JONES. Yes, sir.

Mr. BENTLEY. Did not each and every Kickapoo that was summoned before the Mexican court say that he had deeded his land to me or through me.

HENRY C. JONES. They claimed that they gave you their land and you were to give them land in Mexico. Some of them you gave Mexican money to for touching the pen, except one. I remember one who never got five cents—that old Indian, he claimed to be 80 years old.

Mr. BENTLEY. Neconopit?

HENRY C. JONES. Yes, sir.

Mr. BENTLEY. Do you not think that you may have been mistaken in interpreting? Did you not learn later that I had paid him a great deal of money?

HENRY C. JONES. You may have, but he did not admit it. Of course everything presented to Wheatley I presented in Indian, and there was a woman sitting by me talking good Mexican, and the Mexican judge always asked her if that was what was being said and she would say yes.

Mr. BENTLEY. You will probably recall that the Kickapoos at that time were very much opposed to Dickson interfering with their affairs?

HENRY C. JONES. They might have been, but I did not know it.

Mr. BENTLEY. And they might not have been very free to talk. Do you not know from what you now know of the circumstances that the Indians and myself had persistently sought to acquire land in Mexico where we would have land to farm? Do you not know that we agreed to farm?

HENRY C. JONES. They never farmed any.

Mr. BENTLEY. Did not the Indians tell you they were anxious to get some place where they could go, some place to farm?



HENRY C. JONES. Yes, sir.

Mr. BENTLEY. Do you not know that up to this time I had not sold their land in Oklahoma and had no money to buy with?

HENRY C. JONES. That might have been so; I do not know.

Mr. BENTLEY. Dickson was there to break up these deeds and prevent these deeds from being legal deeds?

HENRY C. JONES. He might have been, but I do not know it.

Mr. BENTLEY. The testimony taken would indicate that, would it not?

HENRY C. JONES. That testimony was given. Lots of Indians denied ever selling their land. Finally, they said they touched the pen; that they gave the land to get land in Mexico.

The CHAIRMAN. Swapped their land?

HENRY C. JONES. Yes, sir.

Mr. BENTLEY. Do you recall that Wah-pe-che-quah said to the council that day that when a man had a horse that did not suit him he hunted around, and if he found a better one he swapped it, and that is what they did with their Oklahoma land. Do you recall his statement to that effect?

HENRY C. JONES. No, sir. If he did he did it through some other interpreter and not through me.

Mr. BENTLEY. I have Dickson's report and that appears in the proceedings. You perhaps do not recollect it.

Mr. EMBRY. Did you interpret any for Grimes and this crowd that were trying to buy land?

HENRY C. JONES. Only Grimes and no other.

Mr. EMBRY. To what extent did you interpret for Grimes?

HENRY C. JONES. He tried to buy land from Ma-ko-quah.

Mr. EMBRY. Where was it that you interpreted for Grimes?

HENRY C. JONES. It was in Ma-ko-quah's camp.

Mr. EMBRY. When was it?

HENRY C. JONES. When I was in Muzquiz last year, perhaps in May sometime; the time I was there; I think it was the same time that evening when the Mexicans ran us off.

Mr. EMBRY. Had the bill passed then allowing the sale of the land?

HENRY C. JONES. Yes, sir; it had passed, but the President had not signed it.

Mr. EMBRY. Was it before George Outcalt and Thackery had arrived at the camp?

HENRY C. JONES. Yes, sir; it was before they came.

Mr. EMBRY. You went down there in May, did you not?

HENRY C. JONES. They went down to Monterey—somewhere down there—and I switched off to Muzquiz myself.

Mr. EMBRY. You went down there with those people in May?

HENRY C. JONES. Yes, sir.

Mr. EMBRY. Did you return to Oklahoma in May?

HENRY C. JONES. Yes, sir; I think so, in the same month, because I was not there for five or six days.

Mr. EMBRY. And when you talked for Grimes or interpreted for Grimes on the occasion referred to, it was before Outcalt and Thackery had reached camp?

HENRY C. JONES. Before they came; yes, sir.

Mr. EMBRY. Did you do any other interpreting for any other private parties?

HENRY C. JONES. No, sir.

Mr. EMBRY. What instructions did Outcalt or Thackery give you when they left you at Barroteran?

HENRY C. JONES. They told me not to say anything to anybody about my business, how I came there, and I kept my mouth shut.

Mr. EMBRY. Did they give you any further instructions about watching any persons who were reported to be land buyers in that country?

HENRY C. JONES. No, sir.

Mr. EMBRY. How many days did you remain there after Thackery and Outcalt first came to the camp before returning to Oklahoma?

HENRY C. JONES. Just over night. It was just at dark or a little after dark when they ran us out of there and we went back to Muzquiz, and the next day I started back.

Mr. EMBRY. I believe you said the evening they first came to the camp you were down at the river fishing and did not see them?

HENRY C. JONES. No, sir; I did not see them.

Mr. EMBRY. You learned that they were there?

HENRY C. JONES. Yes, sir; when I went on the hill. It is a little on the rise at the Indian camp and right down the hill is Sabinas River, and I was kept going back and forth. They were trying to buy moccasins.

Mr. EMBRY. What did you learn about those people when you went back there from fishing?

HENRY C. JONES. I heard that they had come, but I did not see them, and they went right down fishing as soon as they came.

Mr. EMBRY. Did you see them that afternoon?

HENRY C. JONES. I did not see them until pretty near night.

Mr. EMBRY. At what place did you see them at pretty near night?

HENRY C. JONES. I think I saw them in Murdock's camp.

Mr. EMBRY. Where did they go—where did Thackery and Outcalt go—if you know?

HENRY C. JONES. They went down the river fishing.

Mr. EMBRY. Did they stay there all night or go anywhere else?

HENRY C. JONES. No, sir; they ran us out that night just about dark.

Mr. EMBRY. They ran you all out?

HENRY C. JONES. Yes, sir; all of us. The Mexican judge ordered us out.

Mr. EMBRY. Where did you go that night?

HENRY C. JONES. To Muzquiz.

Mr. EMBRY. Where did Mr. Thackery go that night?

HENRY C. JONES. To Muzquiz.

Mr. EMBRY. Where did George Outcalt go that night?

HENRY C. JONES. To Muzquiz.

Mr. EMBRY. You all went back to Muzquiz?

HENRY C. JONES. Yes, sir; all the Americans.

Mr. EMBRY. You say John Mine was drunk at that time?

HENRY C. JONES. When I first found him I think it was before noon. I came to his camp where he was staying. I did not know whose camp it was, and he was pretty full. He said, "Don't go around talking to the people." I told him I would talk, if I felt like it, to the people, and he said, "You must not do that."

Mr. EMBRY. Did you tell Wah-pe-che-quah when he ordered you off that you were a Government interpreter?

HENRY C. JONES. No, sir; I just told him I was sent there by the Government. When he ordered me out, I told him I had a right to be there; that I was sent there by the Government.

Mr. EMBRY. Did you not say a while ago that that first written order that the Mexican served on you to quit the camp was signed "M. J. Bentley?"

HENRY C. JONES. Yes, sir.

Mr. EMBRY. Did you see that signature?

HENRY C. JONES. Yes, sir.

Mr. EMBRY. And it was signed "M. J. Bentley?"

HENRY C. JONES. Yes, sir.

Mr. EMBRY. And that was the order that was served on you by the Mexican policeman and under which the Mexican policeman told you to vacate the camp?

HENRY C. JONES. Yes, sir.

The witness was thereupon excused.

The CHAIRMAN. Now, Mr. Jones, this has nothing to do with this investigation, but I want a little information for my own use. I want to ask you about the condition of the Sac and Fox Indians. I may use it when I get up to Washington. You are in this State now. I want to know what their condition is as to sobriety, land holding, etc.

HENRY C. JONES. I think there were something like 500 annuity payments received last spring—maybe a little over 500; I do not know exactly what the number is. I was not there the last payment. They are paid every six months.

The CHAIRMAN. Let me ask you how much Sac and Fox you are?

HENRY C. JONES. I am one-half.

The CHAIRMAN. Where do they live generally?

HENRY C. JONES. There are about two townships right close here, right around this bend of the river; I do not know how many of them live there. I have very little to do with the Indians. They are my people; and then there is a bunch of them living close up to the Semeron River.

The CHAIRMAN. What I want to know is, is it good land where they are?

HENRY C. JONES. Some have pretty good land, and some have poor land. We did not know much about the quality of land when we selected it.

The CHAIRMAN. How long have they been there where they now are?

HENRY C. JONES. The land was divided in 1891 when they were allotted off. The treaty was made in 1890 by the Cherokee Commission. I was a member of the council at the time, acting as interpreter and everything else, and the treaty was ratified in 1891 and the land allotted off to us, and many of them went off from where they had been living. They took their land in a body up there.

The CHAIRMAN. What restrictions were put on their allotments, if you recollect; how long before they could sell it?

HENRY C. JONES. Five to twenty-five years, and if the President saw fit it may have been extended ten years longer. That was done. Mr. Cleveland extended the time ten years longer, which ran out in 1906—last year.

The CHAIRMAN. That is not on all of it?

HENRY C. JONES. No, sir; only half.

The CHAIRMAN. Then they could sell half of their allotment?

HENRY C. JONES. Yes, sir; or keep it, just as they liked.

The CHAIRMAN. What did they do about selling it?

HENRY C. JONES. There were fifty some who accepted one-half, and a portion of them asked for an extension, which was granted to them, of ten years longer.

The CHAIRMAN. That is, they themselves wanted ten years added to the limitation?

HENRY C. JONES. Yes, sir.

The CHAIRMAN. What about those who had the land and did not take the extension?

HENRY C. JONES. I do not know; that is something I know very little of. I stayed home pretty much and farmed a great deal and took care of the pigs and chickens. In that way I did not have time to run around, so I do not know.

The CHAIRMAN. What is their condition; are they prosperous or not?

HENRY C. JONES. No, sir; I do not think they are. They depend too much on renting the land, and they put it in large cultivation. The larger rent they get—they get an annuity in April and September—the poorer they are. And so with the white men. It depends on that. Take your pensioners, for instance, the more money they get the less they work.

The CHAIRMAN. That is the way with the Indians?

HENRY C. JONES. Yes, sir.

The CHAIRMAN. How much annuity do you get per capita?

HENRY C. JONES. About \$75 or \$80 a year. In the fall we get \$44 or \$45, and in the spring \$30.

The CHAIRMAN. Would it be a good thing, now, to remove the restrictions and let them sell their land whenever they want to up there? What do you think about it?

HENRY C. JONES. For some of them it would be a good idea, and some of them, as soon as that was done, in a little while they would have to camp by the wayside on a public highway.

The CHAIRMAN. Would not that be the case with most of them?

HENRY C. JONES. Ninety per cent of them.

The CHAIRMAN. Ninety per cent would simply be landless if the restrictions were removed?

HENRY C. JONES. Yes, sir.

The CHAIRMAN. You think it is a good idea to keep these restrictions on, do you?

HENRY C. JONES. Well, for some it would be all right. For those uneducated ones it would be, but those who are educated—really the best way to civilize an Indian, if he has any money coming to him, the right thing is to give it to him and let him eat it up, and when he eats it up he will have to steal.

The CHAIRMAN. Which he is likely to do?

HENRY C. JONES. I think it would be a good idea to let him alone.

The CHAIRMAN. Is he likely to go to work or steal?

HENRY C. JONES. Of course, the Indian has nothing else to do but steal.

The CHAIRMAN. Have your restrictions been removed?

HENRY C. JONES. In our own land it has by act of Congress of 1906, I think. On my wife's land and my land we have got our restrictions removed, and my son Frank went up here and got his removed and sold his land. He went into business and is doing well. He is interested in a big flour mill up there.

The CHAIRMAN. You do not want to sell your land, do you?

HENRY C. JONES. I am getting pretty old—I am 63 years old—and I would like to eat it up while I am living, and when I die I will leave it to nobody.

The CHAIRMAN. You have some children to leave it to, have you not?

HENRY C. JONES. I have deeds to the whole of my land and so has my wife.

The witness was thereupon excused.

MUCH-E-NENE, having been first duly sworn, and his interpreter, Joe Whipple, having been similarly sworn, testified as follows:

Senator CURTIS. What is your name?

MUCH-E-NENE. Much-e-nene.

Senator CURTIS. What tribe of Indians do you belong to?

MUCH-E-NENE. Kickapoos.

Senator CURTIS. Which branch of them, the kicking Kickapoos or the other?

MUCH-E-NENE. No, sir; I am not a kicker.

Senator CURTIS. Where do you live—in this State?

MUCH-E-NENE. Yes, sir.

Senator CURTIS. Did you own some land here?

MUCH-E-NENE. That is what the Government gave me.

Senator CURTIS. Do you still live on it?

MUCH-E-NENE. Yes, sir.

Senator CURTIS. How many acres have you?

MUCH-E-NENE. 80.

Senator CURTIS. Have you ever been to Mexico?

MUCH-E-NENE. I was there last spring.

Senator CURTIS. Have you ever been asked to move to Mexico? Has any white man asked you to sell your land here and move to Mexico, and if so, whom?

MUCH-E-NENE. No, sir; nobody asked me to sell my land or anything of the kind. I just went over there to see those Indians—how they lived.

Senator CURTIS. You were there when those land buyers were there, Grimes and Chapman, and those people?

MUCH-E-NENE. No, sir; I was not there. I was there when Mr. Dickson was there.

Mr. EMBRY. What do you know, if anything, about persons inducing the Kickapoo Indians to go to Mexico, and if Mr. Bentley did anything toward inducing the Kickapoo Indians to go to Mexico?

MUCH-E-NENE. I never had any dealings with him.

Mr. EMBRY. Why did you not have dealings with him?

MUCH-E-NENE. I do not know. Maybe he is afraid to have any dealings with me. He is afraid of me.

Mr. EMBRY. Do you remember when the Kickapoos started to Mexico and left their allotments here?

MUCH-E-NENE. Yes, sir; I know about that.

Mr. EMBRY. Did they talk with you when they got ready to go to Mexico?

MUCH-E-NENE. They never told me anything about it. All I know is they were just getting ready. I came to find it out that they were going to Mexico.

Mr. EMBRY. Did they ever talk to you about going to Mexico, or why they were going?

MUCH-E-NENE. No, sir; all I know is that they were going to Mexico.

Mr. EMBRY. Did Mr. Bentley ever ask you about going to Mexico, or tell you what a good country it was?

MUCH-E-NENE. I just heard that. I never had any dealings with him at all. I only heard he was getting those Kickapoos to go to Mexico.

Mr. EMBRY. When did you first hear that Mr. Bentley was getting the Kickapoos to go to Mexico?

MUCH-E-NENE. He has been advising with them about nine years. That was about the time I kind of noticed it.

Mr. EMBRY. Did you talk with the other Kickapoos, and did the other Kickapoos talk with you about Mr. Bentley advising them to go to Mexico?

MUCH-E-NENE. I never found out anything from him.

Mr. EMBRY. Whom did you hear it from? You said you had heard that Mr. Bentley was doing that.

MUCH-E-NENE. From all of them.

Mr. EMBRY. All of whom?

MUCH-E-NENE. All of the Kickapoos.

Mr. EMBRY. You heard this from all the Kickapoos?

MUCH-E-NENE. Yes, sir.

The CHAIRMAN. You have heard that the Kickapoos were going. Whom did you hear it from? Who told you that Mr. Bentley was trying to get them to go to Mexico?

Senator CURTIS. What white men?

MUCH-E-NENE. No white men. These people that had stayed at Oklahoma, those were the ones that had told me about it.

Senator CURTIS. Name the Kickapoos staying at Oklahoma who told you about it, if you remember?

MUCH-E-NENE. I would have to name all of them. At the time they started we knew they were going.

Senator CURTIS. Was it the general talk among the Kickapoos here at Oklahoma that Mr. Bentley was desiring the Kickapoos to go to Mexico?

MUCH-E-NENE. Those were the only ones I knew.

Senator CURTIS. I will ask you if the Kickapoos here in Oklahoma talked among themselves a great deal about Mr. Bentley wanting any Kickapoos to go to Mexico?

MUCH-E-NENE. Pakotah said himself "I am going to go with this outfit that is going to Mexico. I am going to follow these Indians and go to Mexico."

Senator CURTIS. Tell us all you know about what you heard about any one requesting those Kickapoos to go to Mexico.

MUCH-E-NENE. Mr. Bentley was working on Pah-pe-seick a long time, but he died, and Kish-sho-cona. All the main leaders are dead.

The CHAIRMAN. They did not go to Mexico?

MUCH-E-NENE. No, sir; they died here. And Pameth he died; and Panowa died. That was the time that Mr. Bentley was working around advising these Kickapoos to go to Mexico when these old people were living.

The CHAIRMAN. Have you anything more to say? If you have anything more to say, state all you know about it.

MUCH-E-NENE. I said myself I was no councilman at that time. After those old fellows all died I kind of took an interest in it.

The CHAIRMAN. That is you became councilman?

MUCH-E-NENE. Yes, sir; I became councilman. I know that is the time he commenced on these Kickapoos.

The CHAIRMAN. I will ask you if a number of Kickapoos here in Oklahoma went over to the agent's office and told Mr. Thackery or complained to Mr. Thackery about Mr. Bentley trying to get the Kickapoos to go to Mexico?

MUCH-E-NENE. I do not think so. He did not tell me anything about it and I did not tell him.

The CHAIRMAN. Do you remember ever coming over to the agency and talking to Mr. Thackery about it?

MUCH-E-NENE. Oh, this was soon afterwards.

The CHAIRMAN. Do you remember talking to Mr. Thackery about it?

MUCH-E-NENE. There were three of them went over there and notified him that Grimes was trying to get those women to go to Mexico.

Mr. EMBRY. Notify whom, Mr. Thackery?

MUCH-E-NENE. Yes, sir; Mr. Thackery, that Grimes was trying to get them to go. That was the time that I notified the agent that these people were trying to take them down to Mexico.

Mr. EMBRY. What other time did you talk to Mr. Thackery about anyone taking the Indians to Mexico?

MUCH-E-NENE. At no time.

The CHAIRMAN. Mr. Embry, he has already stated that he had a talk with Mr. Thackery on that subject. I suppose this Grimes business is a new thing.

Mr. EMBRY. I supposed he was talking to Thackery about Grimes.

Senator CURTIS. This man Grimes wanted you to go down to Mexico to get your property away from you in Mexico?

MUCH-E-NENE. I never had any dealings with Grimes. I only heard this.

The witness was thereupon excused.

CHARLIE WHITE, having been first duly sworn, testified as follows:

Senator CURTIS. What is your name?

CHARLIE WHITE. Charlie White.

Senator CURTIS. Where do you live?

CHARLIE WHITE. Little River.

Senator CURTIS. Are you a Sac and Fox or a Shawnee?

CHARLIE WHITE. A Shawnee.

Senator CURTIS. Were you down in Mexico when Grimes and Doctor Conine and Chapman were there in 1906?

CHARLIE WHITE. No, sir.

Senator CURTIS. Do you know anything about the Indians going to Mexico?

CHARLIE WHITE. No, sir; I knew nothing about it.

Senator CURTIS. Were you down in Mexico yourself?

CHARLIE WHITE. Yes, sir.

Senator CURTIS. When were you there?

CHARLIE WHITE. I do not know how to speak it.

Senator CURTIS. Was it one year ago?

CHARLIE WHITE. Four years ago. I went.

Senator CURTIS. How long did you stay in Mexico?

CHARLIE WHITE. Four years.

Senator CURTIS. You stayed there four years?

CHARLIE WHITE. Yes, sir.

Senator CURTIS. When did you come back?

CHARLIE WHITE. One year ago.

Senator CURTIS. Then you were in Mexico when Grimes was there?

CHARLIE WHITE. Yes, sir; I have seen him over there.

Senator CURTIS. What was he doing?

CHARLIE WHITE. He was bothering the Kickapoos over there.

Senator CURTIS. What did he do? Was he buying any whisky there?

CHARLIE WHITE. Yes, sir; I have seen a whole lot of whisky there.

Senator CURTIS. Who took it there—Grimes?

CHARLIE WHITE. All of those fellows.

Senator CURTIS. Who were with Grimes—what other white men? Was Doctor Conine, the man who wore glasses, there?

CHARLIE WHITE. He was. I guess he talked Mexican.

Senator CURTIS. Was the red-headed man, Al. Brown, who was here the other day, there?

CHARLIE WHITE. Yes, sir.

Senator CURTIS. Was Russell Johnson?

CHARLIE WHITE. Yes, sir; and a big fat fellow.

Senator CURTIS. That was Beatty, was it?

CHARLIE WHITE. Yes, sir.

Senator CURTIS. Was Russell Johnson there—the banker, the man who killed himself the other day, or who died the other day?

CHARLIE WHITE. I do not know him.

Senator CURTIS. What were those white men doing there with the Kickapoos?

CHARLIE WHITE. They wanted to buy land, I guess.

Senator CURTIS. Were they giving the Indians lots of whisky?

CHARLIE WHITE. Yes, sir; and the women, too.

Senator CURTIS. They got the men and women drunk, did they?

CHARLIE WHITE. Yes, sir.

Senator CURTIS. Did you ever talk with Mr. Bentley about going to Mexico?

CHARLIE WHITE. No, sir.

Senator CURTIS. Did he ever ask you to go?

CHARLIE WHITE. I asked him to help me over there at that time.

Senator CURTIS. Did he take you down there?

CHARLIE WHITE. No, sir.

Senator CURTIS. You went yourself, did you?

CHARLIE WHITE. Yes, sir.



Senator CURTIS. Did he ask you to go to Mexico to put your land in with the others?

CHARLIE WHITE. No, sir.

Senator CURTIS. Did any white man ask you to go to Mexico to sell your land? Did Mr. Grimes ask you to sell your land?

CHARLIE WHITE. I can not understand that.

Senator CURTIS. Did anybody want to buy your land—any white man try to buy your land?

CHARLIE WHITE. No, sir.

Senator CURTIS. You signed no deeds, did you?

CHARLIE WHITE. I signed no deed.

Senator CURTIS. Did you go up to Eagle Pass when those Indians were taken up there?

CHARLIE WHITE. Yes, sir.

Senator CURTIS. Were the Indians drunk there?

CHARLIE WHITE. Yes, sir; I have seen the Indians drunk.

Senator CURTIS. Was Grimes with them?

CHARLIE WHITE. Yes, sir.

Senator CURTIS. Where did they put them?

CHARLIE WHITE. In the wagon yard.

Senator CURTIS. Did they lock them in?

CHARLIE WHITE. Yes, sir.

Senator CURTIS. You were not there, were you?

CHARLIE WHITE. No, sir; not all the time.

Senator CURTIS. How many days did they keep them locked in?

CHARLIE WHITE. I do not know; about six days.

Senator CURTIS. They locked the door, so they could not get out?

CHARLIE WHITE. Yes, sir. I do not know how many days they stayed there. I came on home.

Mr. EMBRY. Did you make a deed to Mr. Bentley of your land?

CHARLIE WHITE. Yes, sir.

Mr. EMBRY. How much did he pay you?

CHARLIE WHITE. I never sold my land.

Mr. EMBRY. Oh, you did not make a deed?

CHARLIE WHITE. No, sir.

Mr. EMBRY. Did Mr. Bentley pay you any money?

CHARLIE WHITE. I wanted to get home. I told him I wanted to go home.

Mr. EMBRY. Did he give you any money?

CHARLIE WHITE. Yes, sir.

Mr. EMBRY. How much?

CHARLIE WHITE. Fifty dollars.

Mr. EMBRY. Mexican or American?

CHARLIE WHITE. American.

Mr. EMBRY. Did you sign any paper?

CHARLIE WHITE. No, sir.

Mr. EMBRY. You have not given anybody a deed?

CHARLIE WHITE. No, sir.

Mr. EMBRY. Did you get in jail when you were in Muzquiz?

CHARLIE WHITE. Yes, sir; Mr. Grimes got me.

Mr. EMBRY. Where?

CHARLIE WHITE. At Sabinas.

Mr. EMBRY. What did he do to you?

CHARLIE WHITE. Pakotah, Okemah, John Pecan, and me and Annie Pecan and Annie's girl and Pakotah's wife——

MR. EMBRY. What white men did you see at Sabinas?

CHARLIE WHITE. I saw Grimes there.

MR. EMBRY. Did you see any other white man?

CHARLIE WHITE. Yes, sir.

MR. EMBRY. What other white men?

CHARLIE WHITE. Just those fellows.

MR. EMBRY. You do not know their names?

CHARLIE WHITE. No, sir; I do not remember them.

MR. EMBRY. Would you know them if you would see them?

CHARLIE WHITE. Yes, sir; I know them. They stayed around there. I know them; yes.

MR. EMBRY. But you do not know their names?

CHARLIE WHITE. No, sir.

Senator CURTIS. Was the red-headed man there?

CHARLIE WHITE. Yes, sir.

Senator CURTIS. And the fellow who wore glasses?

CHARLIE WHITE. Yes, sir.

MR. EMBRY. Do you know Doctor Conine?

CHARLIE WHITE. Yes, sir.

MR. EMBRY. Was he there?

CHARLIE WHITE. I do not know. He does not live at Muzquiz. I do not know where he is.

MR. EMBRY. Was he at Sabinas?

CHARLIE WHITE. Yes, sir; I saw him at Sabinas.

MR. EMBRY. What other men did you see?

CHARLIE WHITE. I do not know those fellows. There was lots of fellows.

MR. BENTLEY. At the Border National Bank, in Eagle Pass, you and John Pecan both signed there the same day, did you not?

CHARLIE WHITE. Yes, sir.

MR. BENTLEY. John interpreted for you, did he?

CHARLIE WHITE. Yes, sir.

MR. BENTLEY. Did he not read the deed to you?

CHARLIE WHITE. Yes, sir.

MR. BENTLEY. Made to Mr. Ives, of Shawnee?

CHARLIE WHITE. Yes, sir.

MR. BENTLEY. You touched the pen to that, did you?

CHARLIE WHITE. Yes, sir.

MR. BENTLEY. When you did that I gave you \$50, did I not?

CHARLIE WHITE. Yes, sir.

MR. BENTLEY. And told you if you wanted to go over to Mexico after a while I would help you get some land over there, and if you wanted to stay here it was all right?

CHARLIE WHITE. Yes, sir.

MR. BENTLEY. That is correct, is it?

CHARLIE WHITE. Yes, sir.

MR. BENTLEY. After you got over here I bought you a saddle and bridle, I believe, did I not?

CHARLIE WHITE. Yes, sir.

MR. BENTLEY. Then I have given you money a good many times?

CHARLIE WHITE. Yes, sir.

Mr. BENTLEY. Since you came here?

CHARLIE WHITE. Yes, sir.

Mr. BENTLEY. Now, do you want to stay here in Oklahoma or go over there where the Kickapoos are?

CHARLIE WHITE. I want to go over there if I have money. I want to go to Mexico.

Mr. BENTLEY. If I can get you a good piece of land, with water and wood, do you want me to swap your land here and get land over there?

CHARLIE WHITE. Yes, sir.

The witness was thereupon excused.

SnakeMAN, having been first duly sworn, and his interpreter, John Snake, being similarly sworn, testified as follows:

Senator CURTIS. What is your name?

SnakeMAN. SnakeMAN.

Senator CURTIS. What tribe do you belong to?

SnakeMAN. To the Shawnees.

Senator CURTIS. Where do you live?

SnakeMAN. Up here at Little River.

Senator CURTIS. Do you own any land here in this State?

SnakeMAN. Yes, sir; I have land; that is where I live.

Senator CURTIS. Were you ever in Mexico?

SnakeMAN. No, sir; I never was there. The first time I did not want an allotment, and my uncle, Big Jim, did not want any allotment. We did not want the land that the Government allotted to us.

Senator CURTIS. You never asked for it? You never asked to be allotted? •

SnakeMAN. No, sir. They just picked out the name and put down the price of the land and gave it to him.

Senator CURTIS. Do you know anything about any white man trying to get you and other Shawnees to go to Mexico?

SnakeMAN. A whole lot of them told me they were going to Mexico.

Senator CURTIS. Who told you that?

SnakeMAN. I do not know their names, living close to Norman—a whole lot of people over there wanted me to go to Mexico and told me "you ought to go to Mexico and live over there."

Senator CURTIS. Did Mr. Bentley ever tell you you ought to go to Mexico to live?

SnakeMAN. Mr. Bentley never told me to go to Mexico.

Senator CURTIS. Did he ever talk to you about going to Mexico?

SnakeMAN. No, sir; I never did talk to Mr. Bentley about Mexico.

Mr. EMBRY. Do you know anything about any of the Shawnees wanting to go to Mexico or talking about going to Mexico?

SnakeMAN. Yes, sir; the Indians over there, I heard several of them talking about going to Mexico to live over there.

Mr. EMBRY. Do you know who talked to them about going to Mexico? Did you hear them say who talked to them about that?

SnakeMAN. Yes, sir; I know the man.

Mr. EMBRY. Who was the man?

SnakeMAN. Joe Mack.

Mr. EMBRY. Where does Joe Mack live?

SnakeMAN. He lives over there at Little River.

**Mr. EMBRY.** What is Joe Mack's business?

**SnakeMAN.** I do not know.

**Mr. EMBRY.** How long has Joe Mack been trying to get the Shawnees to go to Mexico?

**SnakeMAN.** He has been trying this spring to get the Indians to go to Mexico.

**Mr. EMBRY.** Has a fellow named Alexander been trying to get them to go, too?

**Senator CURTIS.** A fellow with goat whiskers?

**SnakeMAN.** Yes, sir; I have seen this fellow twice. He was with Joe Mack and talking about trying to get the Indians to go to Mexico.

**Senator CURTIS.** That is Alexander?

**SnakeMAN.** Yes, sir.

**Mr. EMBRY.** What did they promise them; what did they tell them to induce them to go to Mexico?

**SnakeMAN.** This split-lip white man told these Indians it was better living over there than it is over here, and they were going into Mexico, and they wanted to get these Indians down here to go over there because it was a better place to live.

**Mr. EMBRY.** Did he tell the Indians he would buy land and pay them money so they would have plenty of money—that is, buy their Oklahoma allotments and give them money.

**SnakeMAN.** No, sir; he never told the Indians he would buy the land from them, but the way I understand it, this fellow wanted to buy land from these Indians living over here, and these other fellows did not understand what they meant. I understood that the white men wanted to buy the land from the Indians who were living over here, and I told these Indians "these white men are going to cheat you," and the Indians did not like me. So they kicked me out, then. I told them all not to sell their lands in Oklahoma, but keep them and stay here and not go to Mexico. I want you, if you are willing, to tell the Indians to come here, every one of them, the old men, to come here.

**Senator CURTIS.** We do not want to subpoena them.

The **CHAIRMAN** (to the interpreter). Tell him he can tell them for the committee that they must not sell their lands.

(The interpreter interpreted this to the witness.)

**Senator CURTIS.** If they want to come we will hear them, but we do not want to subpoena them.

The **CHAIRMAN.** You do not want to go to Mexico, do you?

**SnakeMAN.** I do not know what to do. I am just staying on my place. I used to live up in the east. The Government kept moving the Indians west and I am going to stay there. I would like to stay at home. I like this place, and the Government might send me away again.

The **CHAIRMAN** (to the interpreter). Tell him the Government can not send him away. If he wants to stay here he has a right to stay here. They can not send him away.

(The interpreter interpreted as directed.)

The **WITNESS.** Our Indians are having a little trouble over there. They think we have two agents over here; they are just on both sides, on Mr. Thackery's side and some on Mr. Bentley's side.

**Senator CURTIS** (to the interpreter). Tell him Mr. Bentley is not their agent and does not pretend to be their agent.

The WITNESS. I want to know who is the main agent?

The CHAIRMAN. Mr. Thackery is the Government agent. (To the interpreter.) Tell the witness Mr. Bentley has been looking after the interest of certain Indians, and if he wants him to look after his interest he has a right to employ him to look after them.

(The interpreter interpreted as directed.)

The WITNESS. What do you mean by looking after interest?

The CHAIRMAN. Any business that you have; if you want to employ a lawyer you have a right to employ Mr. Bentley or anyone you please.

The WITNESS. Is Mr. Bently a lawyer?

The CHAIRMAN. Yes; but on Government business; when it comes to a question of annuity and such matters as that you must go to Mr. Thackery for your pay. Outside of that for personal work you can go to Mr. Bentley if you desire.

Senator CURTIS. Or anybody you want to. You can go to anybody. You have the same right to do that as any white man has. You do not have to go to the agent unless it is on Government business.

The CHAIRMAN (to the interpreter). I want you to impress on him that we think he ought not to sell his land and he ought not to go to Mexico, but ought to stay right where he is. This is the best place for him. Say to the witness that if he wants to work his own land he has the right to work it and nobody else has the right to work it, not even the agent, and never can be authorized to work it unless the witness says so. Tell him to put it in cultivation or do what he pleases with it.

(The interpreter interpreted as requested.)

Mr. EMBRY. Who, if anyone, told you that Mr. Bentley was Indian agent?

SNAKEMAN. The Shawnees there where I live said that Mr. Bentley was the agent; most all of them said that.

Mr. EMBRY. How long had those Shawnees been saying that Mr. Bentley was the Indian agent?

SNAKEMAN. That time when Mr. Bentley's time expired and Mr. Thackery came in as agent, these Indians kept on saying "Bentley is our agent;" I do not know how many years ago.

Mr. EMBRY. Does Bentley go down there and talk with those Shawnees any?

SNAKEMAN. I never saw Mr. Bentley down there; but they told me Mr. Bentley was over there to see the Indians. I never saw Mr. Bentley myself.

Mr. EMBRY. The other Shawnees told you that Mr. Bentley was over there to see them.

SNAKEMAN. Yes, sir; they said Mr. Bentley is coming to see us, but I never did go down where they had their meetings.

Mr. EMBRY. Have those Shawnees believed up until now that Mr. Bentley was their agent?

The CHAIRMAN. I do not think that is proper to be put in the record. To say it was a man who told us what the Indians believed is simply absurd, and I object to that. You can call 40 or 50 of these Shawnees to tell what they believe, but it would not do for this man to tell what they believed.

Mr. EMBRY. I think the question would be fair if I put it, if that is the way they talked.

The CHAIRMAN. What did they say about it?

**Mr. EMBRY.** What did the Shawnees over there say, if anything, about Mr. Bentley being their agent?

**SNAKEMAN.** The reason those Indians said it is that if they want to go some place Mr. Bentley is willing to help pay the expense. If the Indians want to go to Mexico they go to Mr. Bentley. He will help them go to Mexico. That is the reason they thought he was the agent.

**The CHAIRMAN.** Do those Indians think Mr. Bentley is a friend of theirs?

**SNAKEMAN.** That is what they always say; those Indians say "Bentley is our friend."

The witness was thereupon excused.

**JOHN SNAKE**, having been first duly sworn, testified as follows:

**Senator CURTIS.** What is your name?

**JOHN SNAKE.** John Snake.

**Senator CURTIS.** You are a Shawnee Indian?

**JOHN SNAKE.** Yes, sir.

**Senator CURTIS.** State if you know this man Tony Alexander that your father, the last witness, has mentioned?

**JOHN SNAKE.** No, sir; I never did see him.

**Senator CURTIS.** Did you know any of those white men having fooled with the Shawnees or tried to get them to sell their lands and go to Mexico, and talk with them about selling their lands in Oklahoma and going to Mexico?

**JOHN SNAKE.** No, sir.

**Senator CURTIS.** Did Mr. Bentley ever ask you to work with the Shawnees to get them to sell their land and go to Mexico?

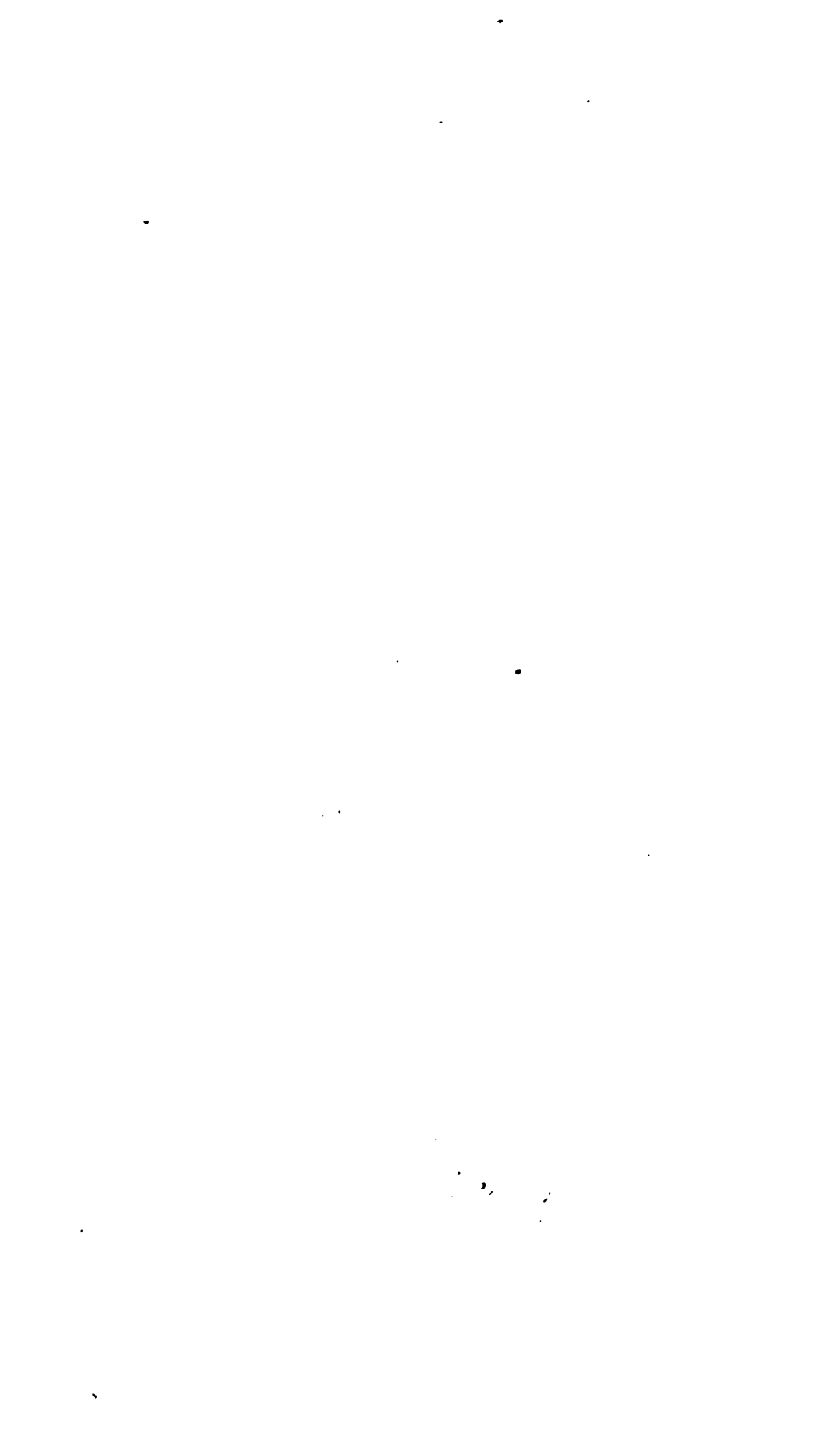
**JOHN SNAKE.** No, sir; I never did talk to him.

**Senator CURTIS.** Did any white man do so?

**JOHN SNAKE.** No, sir; not at all. I attend to my own business. I do not know anything about it.

The witness was thereupon excused; and the subcommittee adjourned until November 18, 1907, at the same place at 9 o'clock a. m.

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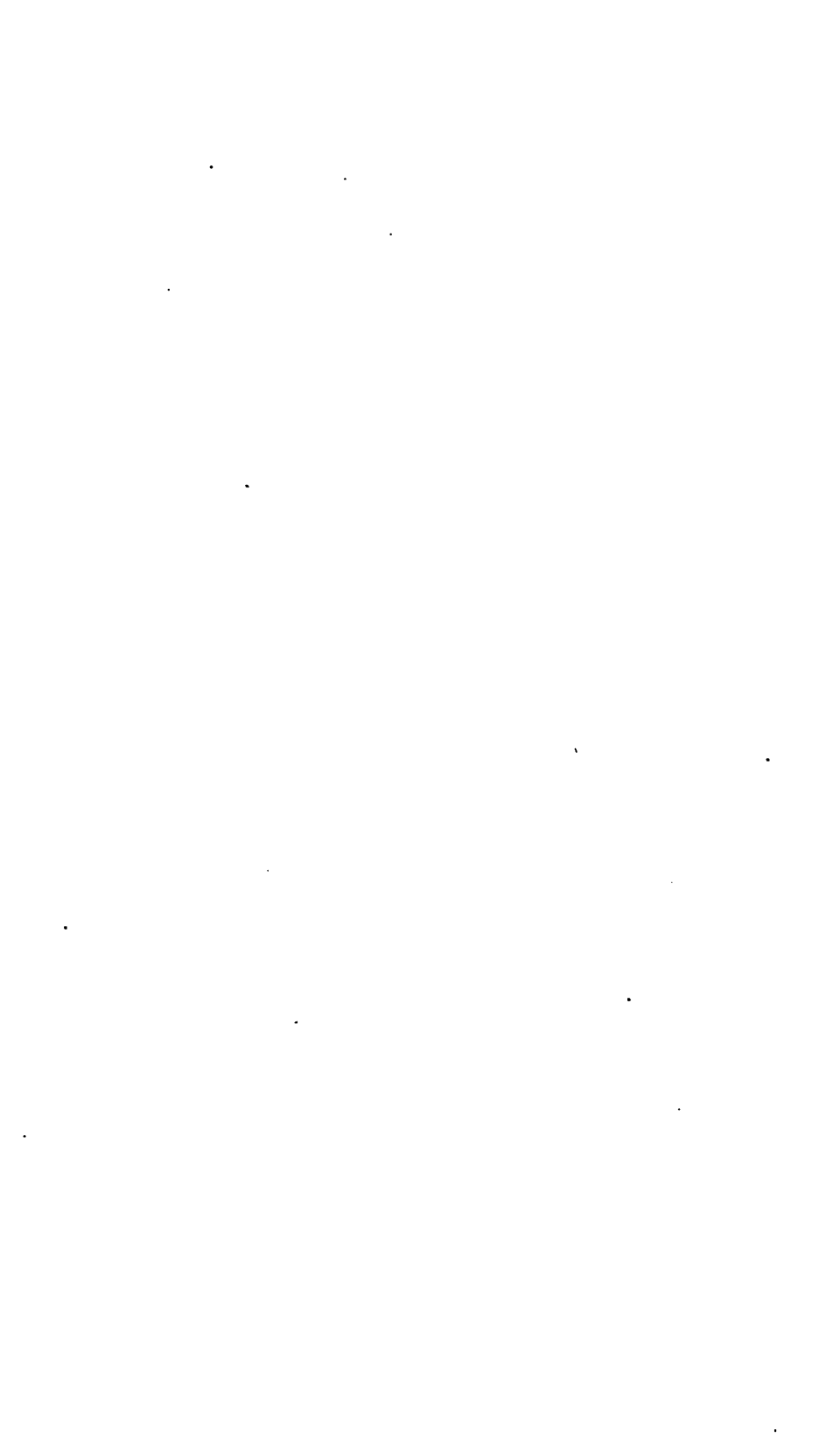






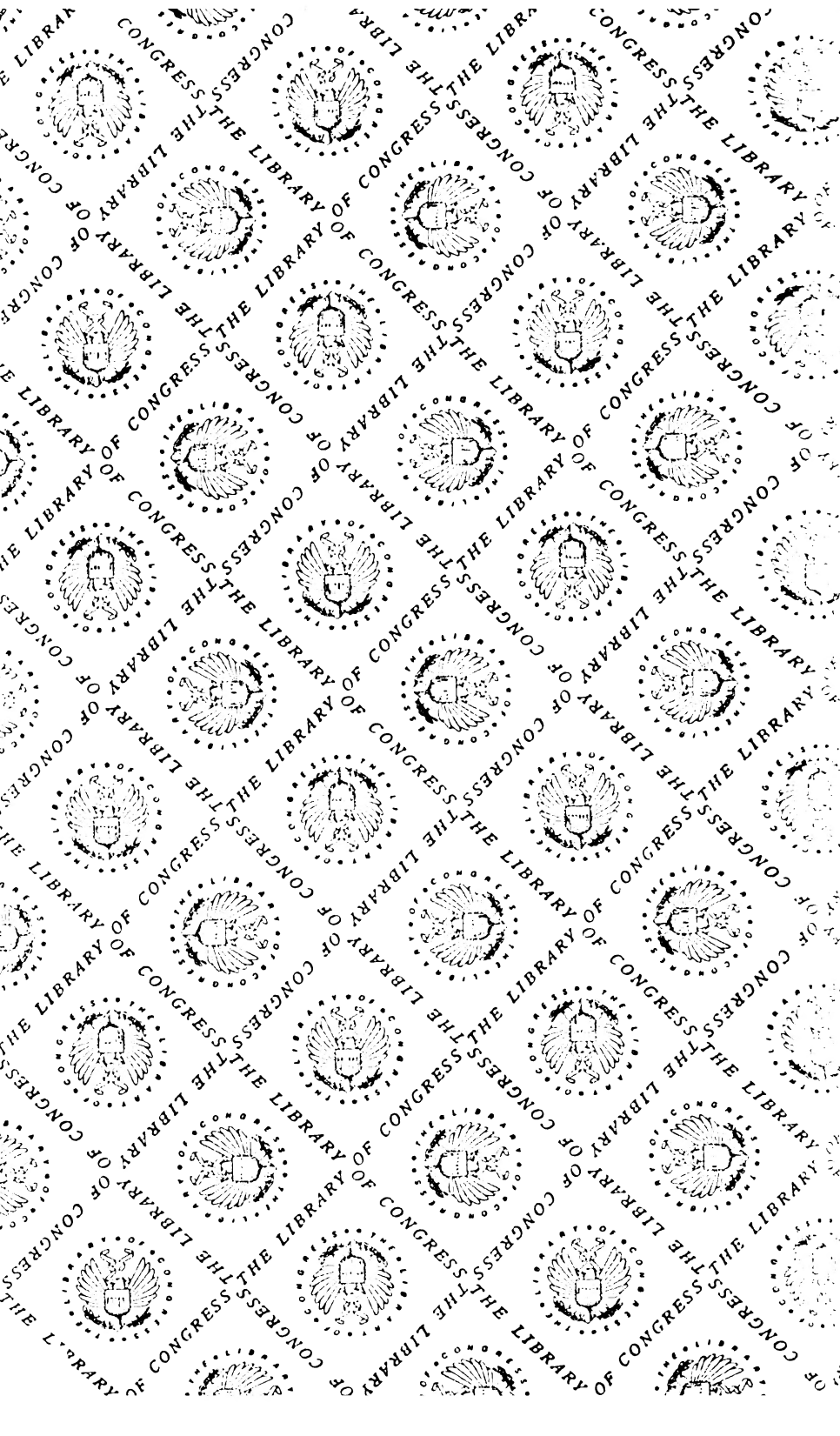














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